



# Law, Regulations and Rules relating to Opium and Intoxicating Drugs

*As generally adopted by  
States in Central India  
with the adaptations  
necessary to meet the  
requirements of individual  
States.*

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## Opium and Intoxicating Drugs Law.

1. (i) This law may be called the Opium and Intoxicating Drugs Law of the State.

(ii) It extends to the whole of the territories of the State.

(iii) It shall come into force from the                      of                      19                      .

2. In this law unless there be something repugnant in the subject or context—

(a) “Raw opium” means the spontaneously coagulated juice obtained from the capsules of the *papaver somniferum*, which has only been submitted to the necessary manipulations for packing and transport, and also includes capsules from which the juice has not been extracted.

(b) “Prepared opium” means the product of raw opium, obtained by a series of special operations, specially by dissolving, boiling, roasting, and fermentation, designed to transform it into an extract suitable for smoking, and includes *madak* and *chandu* and also dross and all other residues remaining when opium has been smoked.

(c) “Medicinal opium” means raw opium which has been heated to 60° centigrade and contains not less than 10 per cent of morphine, whether or not it be powdered or granulated or mixed with indifferent materials, and includes preparations and derivatives of the foregoing not being morphine or heroine.

(d) “Morphine” means the principal alkaloid of opium, having the chemical formula  $C_{17}H_{19}NO_3$  and includes—

(i) all new derivatives of morphine or of its salts, and every other alkaloid of opium, which may be shown by scientific research, generally recognized, to be liable to similar abuse and productive of like ill-effects,

(ii) all preparations (official or non-official, including the so-called anti-opium remedies) containing morphine or such derivatives or alkaloids as above.

(e) “Heroine” means diacetyl-morphine, having the chemical formula  $C_{21}H_{23}NO_6$  and includes its salts and all preparations containing heroine.

(f) "Cocaine" means the principal alkaloid of *Erythroxylon Coca*, having the chemical formula  $C_{17}H_{21}NO_4$  and includes—

(i) all parts of the coca plant,

(ii) all new derivatives of cocaine or of its salts which may be shown by scientific research, generally recognized, to be liable to similar abuse and productive of like ill-effects,

(iii) eucaïne and every other preparation, synthetic or otherwise, which has a physiological effect similar to that of cocaine or which is declared by the State to be included in the meaning of the term cocaine,

(iv) all preparations (official or non-official, including the so-called anti-opium remedies) containing cocaine or eucaïne or such derivatives, salts, or preparations as above.

(g) "Admixture of opium" means preparations, admixtures or derivatives of raw opium not being prepared opium, medicinal opium, morphine or heroine.

(h) "Intoxicating drug" includes raw opium, admixtures of opium, prepared opium, medicinal opium, morphine, heroine, and cocaine, and every other article which may be declared by the State to be included in the term "intoxicating drug."

(i) "Chief Opium Officer" means such officer or officers as may from time to time be appointed by the State to perform, generally or in any specified area, all or any of the duties of Chief Opium Officer under this law.

(j) "Opium officer" means and includes such persons as may be appointed by the State, by name or by virtue of their office, to be officers for the collection of the opium revenue and for the prevention of offences against this law.

(k) "Limit of private possession" means with reference to raw opium and its admixtures the quantity of raw opium and its admixtures fixed by regulations or rules made under section 4 as the largest aggregate quantity of such opium and its admixtures which may be possessed by one person at a time otherwise than under a license, permit or pass, and with reference to prepared opium (including the aggregate weight of all its ingredients, whether opium, water, or any other ingredients) the quantities of prepared opium similarly fixed as the largest which may be possessed by one person at one time, and by an assemblage of persons at one time, respectively.

(l) Raw opium and its admixtures shall be deemed to be sold "by wholesale" if the quantities of such opium and its admixtures sold to one person at one time exceed in the aggregate the limit of private possession, and "by retail" if sold in quantities not exceeding that limit.

(m) "Contractor" means a person to whom the privilege of retail sale of raw opium and its admixtures throughout the State or a territorial sub-division of the State has been assigned by a contract granted in pursuance of regulations or rules made under this law.

(n) "Manufacture" includes every process by which any intoxicating drug is wholly or partly prepared for consumption or sale.

3. Except as permitted by this law or by regulations or rules made thereunder no one shall—

(a) cultivate the poppy or the

coca plant,

(b) import,

(c) export,

(d) transport,

(e) manufacture,

(f) possess,

(g) sell,

any intoxicating drug.

4. The State may make regulations and subsidiary rules consistent with this law to permit subject to the payment of duty or other conditions, and to regulate within the whole or any part of the territories of the State, all or any of the following matters—

- |  |                      |
|--|----------------------|
| (a) the cultivation of the poppy<br>or the coca plant, | (g) the transport,   |
| (b) the import,  | (h) the manufacture, |
| (c) the export,  | (f) the possession,  |
|  | (g) the sale         |

of any intoxicating drug, and generally to further the objects of this law.

5. Any person who in contravention of this law or of regulations or rules made under section 4—

- |  |                   |
|--|-------------------|
| (a) cultivates the poppy or the<br>coca plant, | (d) transports,   |
| (b) imports,                                   | (e) manufactures, |
| (c) exports,                                   | (f) possesses,    |
|  | (g) sells         |

any intoxicating drug and any person who otherwise contravenes such regulation or rule shall on conviction be punished for each such offence with imprisonment which may extend to one year, or with a fine which may extend to one thousand rupees, or with both; and when a fine is imposed the convicting officer shall direct the offender to be imprisoned in default of payment of the fine for a term which may extend to six months, and such imprisonment shall be in addition to any other imprisonment to which he may have been sentenced.

6. In prosecutions under section 5, it shall be presumed, until the contrary is proved, that all intoxicating drugs for which the accused person is unable to account satisfactorily are those in respect of which he has committed an offence under this law.

7. In any case in which an offence under section 5 has been committed—

- (a) the poppy or the coca plant so cultivated,
- (b) the intoxicating drug in respect of which any offence under the same section has been committed, and
- (c) when, in the case of an offence under clauses (b), (c) or (d) of the same section, the offender is importing, exporting or transporting any intoxicating drug exceeding the quantity, if any, which he is permitted to import, export or transport, as the case may be, the whole of the intoxicating drugs which he is importing, exporting or transporting,
- (d) when, in the case of an offence under clause (g) of the same section, the offender has in his possession any intoxicating drug other than the drug in respect of which the offence has been committed, the whole of such other drug

shall be liable to confiscation by order of the Court by which any person charged with such offence is convicted.

The vessels, packages and coverings in which any intoxicating drug liable to confiscation is found and the other contents (if any) of the vessels or packages in which the drug may be concealed, and the animals and conveyances used in carrying it shall be similarly liable to confiscation.

8. When the person charged with an offence in respect of any plant or intoxicating drug is acquitted or discharged, the Court by which the case is tried may nevertheless order the confiscation of the plant or intoxicating drug.

9. Whenever there is reason to believe that an offence has been committed under this law, and the offender is not known or cannot be found or is not within the jurisdiction of the State Courts, but goods believed to be liable to confiscation are within such jurisdiction, or when intoxicating drugs not



in the possession of any person cannot be satisfactorily accounted for, any Court exercising powers not lower than those of a Magistrate of the second class within whose jurisdiction such offence is reasonably believed to have been committed or such goods or drugs are situated may enquire into the case in the manner prescribed for summary trials, and may pass such orders in regard to the goods or drugs as it might have passed if the offender had been before it. Provided that no such order shall be passed excepting after giving notice of the proceedings to any person in possession of the goods or drugs or known or believed to have any title or interest to or in them, and after affording him an opportunity of making any representations or adducing any evidence that he thinks fit. Provided also that no such order shall be made until a notice stating the purport of the intended order, and inviting persons objecting to the same to appear and to state their objections by a specified date, has been affixed for one month to a conspicuous place in the Court-house, and until all objections made in compliance therewith have been duly recorded and considered.

10. Every order passed under section 7, section 8 or section 9 shall be appealable to the Court to which appeals against orders of the Court passing it ordinarily lie.

11. Subject to any restrictions that may be imposed by regulations or rules made in this behalf, any opium officer may enter and inspect at any time by day or by night the shop or premises in which any contractor or person licensed under this law or the regulations and rules made thereunder carries on his business.

12. Any opium officer specially empowered by the State in this behalf who has reason to believe, from personal knowledge or from information given by any person and taken down in writing, that intoxicating drugs liable to confiscation under this law are manufactured, kept or concealed in any building, vessel or enclosed place, may, between sunrise and sunset—

- (a) enter into any such building, vessel or place,
- (b) in case of resistance break open any door and remove any other obstacle to such entry,
- (c) seize such intoxicating drugs and all materials used in the manufacture thereof, and any other thing which he has reason to believe to be liable to confiscation under section 7 or section 8 or section 9 or any other law for the time being in force,
- (d) detain and search, and if he thinks proper arrest any person whom he has reason to believe to be guilty of any offence under this law or any other law for the time being in force,

13. Any opium officer may —

- (a) seize in any open place or in transit any intoxicating drug or other thing which he has reason to believe to be liable to confiscation under section 7 or section 8 or section 9 or any other law for the time being in force relating to intoxicating drugs,
- (b) detain and search any person whom he has reason to believe to be guilty of any offence against this or any other such law, and, if such person has intoxicating drugs in his possession, arrest him and any other persons in his company.

14. All searches under section 12 or section 13 shall be made in accordance with the provisions of the Code of Criminal Procedure as for the time being in force in the State.

15. The Chief Opium Officer or the officer in charge of a district may issue his warrant for the arrest of any person whom he has reason to believe to have committed an offence relating to intoxicating drugs, or for the search, whether by day or night, of any building or vessel or place in which he has reason to believe intoxicating drugs liable to confiscation to be kept or concealed. All warrants issued under this section shall be executed in accordance with the provisions of the Code of Criminal Procedure as for the time being in force in the State.

16. Every person arrested and thing seized under section 12 or 13 shall be forwarded without delay to the officer in charge of the nearest police station, and every person arrested and thing seized under section 15 shall be forwarded without delay to the officer by whom the warrant was issued.

Every officer to whom any person or thing is forwarded under this section shall, with all convenient despatch, take such measures as may be necessary for the disposal according to law of such person or thing.

17. Whenever any officer makes any arrest or seizure under this law he shall within forty-eight hours next after such arrest or seizure make a full report of all particulars of such arrest or seizure to his immediate official superior.

18. All police, revenue, customs and excise officers are required to aid the opium officers in the due execution of this law, upon request made by such opium officers.

19. Any opium officer who, without reasonable ground of suspicion, enters or searches, or causes to be entered or searched, any building, vessel or place, or vexatiously and unnecessarily seizes the property of any person on the pretence of seizing or searching for any intoxicating drug or other thing liable to confiscation under this law, or vexatiously and unnecessarily detains, searches or arrests any person, or commits any other excess not required for the execution of his duty shall for every such offence be punished with imprisonment for a term which may extend to three months, or with fine which may extend to five hundred rupees, and when a fine is imposed the convicting officer shall direct that in default of payment of the fine the offender shall be imprisoned for a term which may extend to one month.

20. Any person who wilfully obstructs any officer in the performance of his duty or in the exercise of any power conferred by this law shall be punished with imprisonment for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both, and when a fine is imposed the convicting officer shall direct that in default of payment of the fine the offender shall be imprisoned for a term which may extend to six weeks, and such imprisonment shall be in addition to any other imprisonment to which he may have been sentenced.

21. Any person exercising local jurisdiction, any owner or occupier of land, and any agent of such owner or occupier, who authorizes or connives at the illegal cultivation of the poppy or the coca plant, or the illegal manufacture or sale of intoxicating drugs shall be punishable with the punishment provided for the offence authorized or connived at.

22. Any person who attempts to commit or abets the commission of any offence punishable under section 5 of this law, or who receives or retains any intoxicating drug in respect of which an offence under section 5 has been committed, knowing or having reason to believe that such offence has been committed, shall be punished with the punishment provided for the offence.

23. Any person who, having been previously convicted of an offence under section 5 of this law or under section 5 read with section 22, is convicted of an offence under section 5 or under section 5 read with section 22, shall be liable to double the punishment provided by section 5 or by section 5 read with section 22.

24. Any arrear of any duty or fee imposed under this law or any regulation or rule made thereunder and any arrear due from any contractor may be recovered from the person primarily liable to pay the same to the State or from his surety, if any, as if it were an arrear of land revenue.

25. When any amount is due to a contractor from his licensee, such contractor may make an application to the Chief Opium Officer praying such officer to recover such amount on behalf of the applicant, and on receiving such application such Chief Opium Officer may in his discretion recover such amount as if it were an arrear of land revenue and shall pay any amount so recovered to the applicant. But the licensee shall not thereby be debarred from contesting the contractor's demand in a Civil Court.

26. The Chief Opium Officer may accept from any person who is reasonably suspected of having committed an offence under this law or from any

owner of goods or person in possession of goods reasonably believed to be liable to confiscation under this law a sum of money not exceeding Rs. 200 by way of composition for such offence or in lieu of such confiscation.

Any proceedings taken against such person or goods in respect of such offence or confiscation shall, on the acceptance of such sum, be withdrawn, and no further proceedings shall be taken in respect of the same.

27. (a) The disposal of all things confiscated under this law, and (b) the rewards to be paid to officers and informers out of the proceeds of fines, confiscations and compositions under this law, shall be regulated by rules made under section 4.

28. The State may from time to time, subject to such conditions, if any, as it may impose, exempt generally or within any specified area any specified article or class of article or any specified person or class of person from all or any of the provisions of this law, or of regulations or rules made thereunder, and may cancel any such exemption.

29. No Court shall take cognizance of any offence under this law otherwise than—

- (a) on the complaint or report of an opium officer or of a police officer of rank not below that of an officer in charge of a police station, or
- (b) of its own knowledge or suspicion, the substance of which shall be reduced to writing, and in either case,
- (c) with the previous sanction of the Chief Opium Officer in any case in which the prosecution is not instituted within a year after the date on which the offence is alleged to have been committed.

### Regulations.

The following regulations are made and exemptions notified by the State in pursuance of sections 4 and 28 of the Opium and Intoxicating Drugs Law of the State, hereinafter called "the law."

2. Nothing in these regulations, or in any rules made thereunder shall be deemed to authorize the import of intoxicating drugs from, their export to, or their transport through any foreign territory or any part of British India or of any other State otherwise than in accordance with the laws, regulations and rules in force in such territory, part or State regarding the export, import or transport (as the case may be) of the same.

## SECTION I.—Raw Opium and Admixtures of Opium.

### CHAPTER I.

#### Unlicensed Persons.

Any person entering the State may import in his personal possession raw opium and its admixtures in quantities not exceeding in the aggregate the limit of private possession, provided that the same has been lawfully purchased, or in the case of admixtures lawfully manufactured, and lawfully possessed by him in the province, State or other area from which it is imported.

2. Any person may possess raw opium and its admixtures in quantities not exceeding in the aggregate the limit of private possession, provided that the same has been—

- (i) lawfully imported by him under regulation 1,
- (ii) lawfully purchased from a licensed vendor, or
- (iii) lawfully manufactured from opium so imported or purchased.

3. Any person may manufacture from raw opium lawfully in his possession, under regulation 2 admixtures of opium, in quantities not exceeding in the aggregate the limit of private possession.

Manufacture.

4. Any person may transport and may export in his personal possession when leaving the State, in quantities not exceeding in the aggregate the limit of private possession, raw opium and its admixtures lawfully in his possession under regulation 2.

Transport and Export.

## CHAPTER II.

### Retail Sale A.—Contractors and Licensed Vendors.

#### B.—Licensed Druggists.

The term "contractor" means a contractor for the retail sale of raw opium and its admixtures, as defined in section 2 (m) of the law. Every contract shall be issued in the form prescribed and by the officer specified in rules made in his behalf.

In particular, every such contract shall—

- (i) describe sufficiently to enable them to be identified the person to whom it is granted, the area covered by it, and the places within that area at which the sale of raw opium and its admixtures is permitted under it,
- (ii) specify the period for which it is granted,
- (iii) require the contractor to issue a license, in such form as may be prescribed by the rules, countersigned by the officer specified in the rules, in respect of every shop sublet by him, and to take and deposit with the said officer a counterpart of every such license,
- (iv) require the contractor to issue in his own favour, or in favour of his salesman, a similar license, countersigned by the said officer, in respect of every shop retained by him in his own hands or in the hands of a salesman, and to deposit with the said officer a counterpart of every such license,
- (v) prohibit the transfer of the contract without the sanction in writing of the officer by whom it was granted,
- (vi) require the contractor to supply to his licensees only such raw opium as shall have been obtained in the manner prescribed by the rules and after payment of the duties or other charges from time to time leviable in respect of the same,
- (vii) specifically prohibit the supply by the contractor of prepared opium.

2. The terms "licensed retail vendor" and "licensed vendor" mean a person holding a license, issued in the form prescribed and by the officer specified in rules made in this behalf, or granted by a contractor having authority to grant the same and countersigned by the officer specified in the rules, for the sale by retail at a specified shop or shops of raw opium and its admixtures.

In particular every such license shall—

- (i) describe sufficiently to enable them to be identified the person to whom it is granted and the shop or shops covered by it,
- (ii) specify the period for which it is granted,
- (iii) require the licensee to sell only such raw opium and its admixtures as shall have been procured in the manner prescribed by the rules and after payment of the duties or other charges from time to time leviable in respect of the same, or manufactured from raw opium so obtained,

- (iv) prohibit the transfer of the license without the sanction of the officer by whom it was issued or countersigned, as well as that of the contractor in the case of a license granted by a contractor,
- (v) specifically prohibit the licensee from possessing prepared opium or permitting the smoking of prepared opium on the premises covered by the license.

3. Subject to the rules made in that behalf and to the conditions of his contract or license—

(i) a contractor or licensed vendor may import raw opium—

Import.

(a) from a place permitted by the rules,

(b) after payment of the duties or other charges leviable in respect of the same, and

(c) under and in conformity with the conditions of a pass granted by the officer specified in the rules ;

(ii) (a) a contractor or a licensed vendor may possess at the premises specified in this behalf in his contract or covered by his license, or in direct transit thereto from places from which he has lawfully obtained it, any quantity of raw opium lawfully obtained by him in the manner prescribed by the rules,

Possession and transport.

(b) a licensed vendor may possess at such premises any quantity of admixtures of opium lawfully manufactured by him from raw opium so obtained ;

(iii) a licensed vendor may manufacture any quantity of admixtures of opium from raw opium lawfully in his possession as such licensed vendor ;

Manufacture.

(iv) a contractor may sell to any licensed vendor holding a license from him any quantity of raw opium lawfully obtained by him in the manner prescribed by the rules ;

Sale by contractor to his licensees.

(v) a licensed vendor may sell by retail raw opium and its admixtures lawfully in his possession ;

Retail sale.

(vi) a licensed vendor may sell—

(a) to a druggist licensed, in pursuance of the next following regulation and of rules made thereunder, for the sale for medicinal purposes of raw opium and its admixtures, or

Sale to licensed druggists and exempted institutions.

(b) to the person in charge of a medical or veterinary institution especially admitted by the Chief Opium Officer, in pursuance of the notification authorizing him to grant such admission, to the benefit of the exemption from the operation of the provisions of the law and of the regulations and rules made thereunder regarding the manufacture, possession and sale for medicinal purposes of raw opium and its admixtures provided by the said notification for such institutions,

raw opium in quantities not exceeding one seer at a time or such larger quantity as such licensed druggist or person is authorized by special order endorsed on his license or order of exemption to possess at one time.

Provided that it shall be the duty of every licensed vendor effecting such sale—

(a) to obtain from the purchaser and to retain an acknowledgment in such form as may be prescribed in this behalf for the quantity purchased,

- (b) to satisfy himself, by inspection of the druggist's license or of the order of exemption, if necessary, that the purchaser is a licensed druggist or a person in charge of such an institution as aforesaid,
- (c) in the case of a sale to a licensed druggist, to satisfy himself that particulars of the purchase are entered in the space provided for that purpose in the druggist's license, and to sign the entry if he be literate.

4. The term "licensed druggist" means a person holding a license issued in the form prescribed and by the officer specified in rules made in this behalf, for the sale for medicinal purposes only of raw opium and admixtures of opium. In particular every such license shall—

- (i) be granted only to a respectable person engaged in the sale of medicines,
- (ii) describe sufficiently to enable them to be identified the person in whose favour it is granted and the premises covered by it,
- (iii) specify the period for which it is granted,
- (iv) permit the sale for medicinal purposes only of raw opium and admixtures of opium, as defined in sub-sections (a) and (g) of section 2 of the law,
- (v) prohibit the possession by the licensee of more than one seer in the aggregate of raw opium and admixtures of opium, and the sale by him to any one person in one day of raw opium and its admixtures exceeding in the aggregate the limit of private possession,
- (vi) be liable to withdrawal at any time without notice by order of the officer by whom it is issued or of any officer to whom he is subordinate.

5. Subject to the rules made in that behalf and to the conditions of his license—

- (i) a licensed druggist may possess at the premises covered by his license or in direct transit thereto from places from which he has lawfully obtained it not more than one seer in the aggregate of raw opium and admixtures of opium lawfully obtained by him in the manner prescribed by the rules or manufactured from raw opium so obtained ;  
Possession and transport.
- (ii) a licensed druggist may manufacture at his licensed premises from raw opium lawfully in his possession admixtures of opium intended for medicinal purposes only ;  
Manufacture.
- (iii) a licensed druggist may sell at the premises covered by his license raw opium and admixtures of opium for medicinal purposes only, provided that the quantity of raw opium and admixtures of opium sold to any one person on one day shall not exceed in the aggregate the limit of private possession.  
Sale.

### CHAPTER III.

#### Licensed Cultivators.

A "licensed cultivator" means a person holding a license, issued in the form prescribed and by the officer specified in rules made in this behalf, for the cultivation of the poppy. In particular every such license shall—

- (i) be granted for one season only, and specify the season for which it is granted,

(ii) describe sufficiently to enable them to be identified the person licensed and the field or fields within which he is permitted to cultivate the poppy,

(iii) specify by measurement the area covered by it.

2. Subject to the rules made in this behalf and to the conditions of his license—

Cultivation of the poppy and collection of its juice.

(i) A licensed cultivator may cultivate the poppy

and may collect the juice of the same;

(ii) A licensed cultivator may possess, up to the date by which he is required to

Possession of raw opium.

\* deliver it to the officer specified by the rules

† dispose of it to a licensed wholesale dealer

any quantity of raw opium produced in the area covered by the license;

(iii) A licensed cultivator may possess, up to such date as may be prescribed by the rules, such

Possession of raw opium.

quantity (if any) of raw

opium produced in the area covered by his license as he may be permitted by the rules to retain for the personal consumption of himself and his family;

(iv) A licensed cultivator may transport direct to his house the raw opium produced in the area covered by his license;

Transport of raw opium.

\* (v) A licensed cultivator may transport direct to the place fixed for its delivery to the officer appointed in that behalf the

Transport of raw opium.

raw opium produced in the area covered by his license;

† (vi) A licensed cultivator may sell the whole or any part of the raw opium produced in the area covered by his license to a licensed wholesale dealer or his agent appointed in the manner prescribed in Chapter IV.

Sale.

## CHAPTER IV.

### Licensed Wholesale Dealers.

“ Licensed wholesale dealer ” means a person holding a license, issued in the form prescribed and by the officer specified in rules made in that behalf, for the manufacture and sale by wholesale of raw opium.

In particular every such license shall—

(i) describe sufficiently to enable them to be identified the person to whom it is granted and the premises covered by it,

(ii) specify the period for which it is granted,

(iii) specifically prohibit the possession on the premises covered by the license and the sale by the licensee of prepared opium or admixtures of opium.

2. “ Agent ” means for the purposes of this chapter an agent for the purchase of raw opium appointed by a licensed wholesale dealer. Every such appointment shall be made in writing with the approval and countersignature of the officer specified in the rules, and shall render the licensed wholesale dealer civilly responsible for the acts of the agent and for all penalties incurred by him in respect of his conduct as such agent.

3. Subject to the rules made in that behalf and to the conditions of his license,—

(i) A licensed wholesale dealer may import any quantity of raw opium, provided that no opium shall be so imported otherwise than under and subject to the conditions of a pass issued in the form prescribed and by the officer specified in the rules and after payment of the duties or other charges from time to time leviable in respect of the same ;

(ii) A licensed wholesale dealer or his agent may transport to the premises covered by the dealer's license raw opium purchased by him from a licensed cultivator, provided that such opium shall be conveyed by the most direct route, and shall not be unnecessarily delayed in transit ;

(iii) A licensed wholesale dealer may possess at the premises covered by his license any quantity of raw opium—

- (a) lawfully in his possession at the commencement of the law,
- (b) lawfully imported by him,
- (c) lawfully purchased by him from a licensed cultivator,
- (d) lawfully purchased by him from another licensed wholesale dealer ;

(iv) A licensed wholesale dealer may manufacture at the premises covered by his license raw opium lawfully possessed by him, but may not manufacture admixtures of opium ;

Sale.

(v) A licensed wholesale dealer may sell raw opium by wholesale—

- (a) to another licensed wholesale dealer,
- (b) to a licensed vendor authorized to purchase the same from him,
- (c) to an officer or person authorized to purchase the same on State account,
- (d) for export, to a person authorized under the regulations and rules governing the export of opium to export the same.

## CHAPTER V.

### Export of Raw Opium.

Raw opium may be exported in any quantity with the permission of the officer specified in the rules made in this behalf and after payment of the duty or other charges (if any) from time to time leviable in respect of such export.

2. Such permission shall not be granted otherwise than on the production of and subject to any conditions prescribed in a pass or other document, issued by the proper authority of the province, State or area of destination, or by an officer of the British Government lawfully acting on behalf of such authority,



authorizing the import into such province, State or area of the opium to be exported. It may, unless the rules in this behalf otherwise direct, take the form of an endorsement or entry on such pass or other document:

3. All opium shall, before being exported, be produced at the place (or at one of the places) and before an officer specified in the rules, and shall be weighed and packed in the presence of such officer.

4. Every such package of opium shall—

- (i) be so sealed or otherwise secured by the said officer as to preclude its contents being removed in transit without the removal of the seals or other fastenings affixed by the said officer,
- (ii) if its net weight exceeds 5 seers, be conspicuously and indelibly marked with the word "opium" and with the net weight (expressed in pounds and ounces or in standard maunds and seers) of the opium contained in it.

## CHAPTER VI.

### Regarding Subsidiary Rules.

The cultivation of the poppy and the import, export, transport, manufacture, possession and sale of raw opium and its admixtures shall be further subject to rules made under the law, subsidiary to and consistent with these regulations.

In particular, such rules shall—

- (i) prescribe the manner in which and the duties or other charges on payment of which contractors and licensed vendors shall obtain supplies of raw opium, and prohibit the possession and sale by them of opium or its admixtures excepting such as shall have been so obtained or manufactured from raw opium so obtained,
- (ii) require licensed druggists (a) to obtain either from an officer specified in that behalf or from a licensed retail vendor all raw opium required for use under their licenses, (b) to obtain all admixtures of opium required for use under their licenses either by manufacturing the same from raw opium lawfully obtained as aforesaid or by importing them after compliance with such conditions regarding such import as may from time to time be prescribed by the rules  
and  
prohibit the possession and sale by licensed druggists of raw opium and admixtures of opium other than such as shall have been lawfully obtained in one of the ways prescribed in that behalf,
- (iii) specifically prohibit the possession by contractors or licensed vendors or licensed druggists or licensed wholesale dealers of prepared opium on the premises covered by their licenses, and the sale by them of the same,
- (iv) specifically prohibit the possession by licensed wholesale dealers of admixtures of opium on the premises covered by their licenses, and the sale by them of the same,
- (v) prohibit the employment by contractors or licensed vendors or licensed wholesale dealers—
  - (a) in the manufacture or sale of raw opium or its admixtures, of persons suffering from leprosy or contagious disease,
  - (b) in the sale by retail of raw opium or its admixtures of any minor, female (other than a relative of the licensee) or eunuch,
- (vi) prohibit the sale of opium and its admixtures to any insane or intoxicated person or to any person under the age of 14 years,

(cii) require every licensed cultivator (subject to the retention for the use of himself and his family for a period specified in the rules of such quantity (if any) as may be permitted by the rules) to extract the juice from the whole of the poppy cultivated by him, and \* to deliver the whole of the raw opium produced under his license to the officer specified in the rules at such time and such place as may be fixed by such officer,\*

† (a) to sell or otherwise transfer and to deliver to a licensed wholesale dealer by a specified date the whole of the raw opium produced under the license and to obtain and deliver to an officer specified in the rules the dealer's acknowledgment of the same and

† (b) in the event of his failure thus to deliver the opium by the date specified, to report such failure by the said date to an officer specified in that behalf, and to dispose of the opium in such manner as he may direct,

(ciii) require every licensed wholesale dealer—

(a) to keep accounts in prescribed forms of the opium possessed, imported, exported, manufactured, purchased and sold under his license,

(b) to produce such accounts, together with such receipts, permits and other documentary evidence (to be prescribed in the rules) as may be necessary to enable the entries therein or in the accounts of other licensed wholesale dealers to be verified, whenever required to do so by the officer specified in the rules,

(c) to permit the said officer, at any time between sunrise and sunset, to enter the premises covered by his license and to inspect and check the stocks of opium in his possession,

(ix) render every licensed wholesale dealer liable (without prejudice to any other penalty to which he or any other person may be liable under the law) to a penalty, leviable under the orders of an officer specified in that behalf, in respect of all opium (in excess of a reasonable allowance for dryage) for the possession or for the absence of which he is unable to account to the satisfaction of the said officer, not exceeding double the amount of the duty leviable on the import, export or sale, whichever may be the greatest, of such opium.

## SECTION II.—Prepared Opium.

Any person entering the State may import in his personal possession any quantity of prepared opium not exceeding the limit of private possession provided that the same has been lawfully obtained or manufactured and lawfully possessed by him in the province, State or other area from which it is imported.

2. Any person may possess any quantity of prepared opium not exceeding the limit of private possession provided that the same has been—

(i) lawfully imported by him under regulation 1, or

(ii) manufactured by him from raw opium lawfully possessed by him under regulation 2 of Chapter I of Section I, provided—

(a) that no person holding a license for any dealings in opium shall possess prepared opium on the premises covered by his license,

\* State Monopoly System.

† Licensed Wholesale Dealer System.

(b) that no assemblage of two or more persons shall have in their joint possession any quantity of prepared opium exceeding double that fixed as the limit of private possession.

3. Any person may manufacture for his own use, from opium lawfully possessed by him under regulation 2 of Chapter I of Section I, any quantity of prepared opium not exceeding the limit of private possession.

Manufacture.

4. Any person may transport and may export in his personal possession when leaving the State any quantity of prepared opium lawfully in his possession under regulation 2.

Transport and export.

(NOTE.—Save as above, the import, export, transport, manufacture, possession and sale of prepared opium are absolutely prohibited under section 3 of the law.)

## SECTION III.—Medicinal Opium, Morphine, Heroine and Cocaine.

### CHAPTER I.

#### Definitions.

1. These regulations may be cited as the Dangerous Drug Regulations.  
2. In these regulations, unless there is something repugnant in the subject or context—

(a) "The Law" means the Opium and Intoxicating Drugs Law of the State.

(b) "Approved practitioner" means—

(i) any person registered as a medical practitioner under the Medical Act, 1858, and any Act of Parliament amending the same, or under any law for the registration of medical practitioners for the time being in force in any part of British India, or

(ii) any person registered as a dentist under the Dentists Act, 1878, and any Act of Parliament amending the same, or

(iii) any person possessed of qualifications which render him eligible for registration as a medical practitioner or dentist, as the case may be, under the Medical Act, 1858, the Dentists Act, 1878, and any Act of Parliament amending the same Acts, or under any law for the registration of medical practitioners or dentists for the time being in force in any part of India, and approved by the controlling authority for the purpose of these regulations, or

(iv) any other person engaged in medical or veterinary practice and approved by the controlling authority for the purpose of these regulations.

(c) "Controlling authority" means any officer who may be appointed by the State, by name or by virtue of his office, to perform generally or in any specified area all or any of the functions of controlling authority for the purpose of these regulations.

(d) "Dangerous drug" includes medicinal opium, morphine, heroine and cocaine.

(e) "Licensed dealer" means a person who has obtained a license under these regulations for the manufacture, possession and sale otherwise than on prescription of dangerous drugs or of any of them.

(f) "Licensed chemist" means a person who has obtained a license under these regulations for the manufacture, possession and sale on prescription of dangerous drugs or of any of them.

- (g) "Local authority" means such officer or officers as may be appointed by the State, by name or by virtue of his or their office, to perform generally or in any specified area all or any of the functions of the local authority for the purposes of these regulations.
- (h) "Ounce" means an ounce Troy-weight.
- (i) "Prescription" means a prescription given by an approved practitioner for the supply of a dangerous drug or drugs to a patient, which must state the name and address of the patient and must be dated and signed by the practitioner with his full name and address and qualifications.

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## CHAPTER II.

### Manufacture.

3. A licensed dealer or chemist may, subject to the conditions of his license, manufacture dangerous drugs from raw opium or from dangerous drugs lawfully possessed by him.

NOTE.—A licensed dealer or chemist desiring to use raw opium in the manufacture of dangerous drugs will also require the druggist's license mentioned in regulation 4 of Chapter II of Section I of these regulations, which will ordinarily be granted to him free of charge on application made by him to the local authority.

4. A licensed chemist may, subject to the provisions of regulation 18, dispense dangerous drugs on prescription.

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## CHAPTER III.

### Possession.

5. Any person may possess such quantity of dangerous drugs as has been at one time dispensed for his use in accordance with the provisions of regulations 4 and 18, or of corresponding regulations or rules for the time being in force in any part of British India.

6. An approved practitioner may possess, for his use in his practice but not for sale, not more than 120 grains of medicinal opium, 120 grains in the aggregate of morphine and heroine, and 240 grains of cocaine.

Provided that the local authority may, by special order, authorize any such practitioner to possess as aforesaid any larger quantity of any drug.

7. A person authorized in this behalf by the controlling authority by an order made under regulation 20 may possess such quantity of dangerous drugs in such manner as may be specified in such order.

8. A licensed dealer or licensed chemist may possess such quantity of dangerous drugs in such manner as may be specified in his license.

9. A person to whom a pass has been granted under these regulations for the import, export or transport of dangerous drugs may possess such quantity of dangerous drugs in such manner as may be specified in his pass.

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## CHAPTER IV.

### Import, Export and Transport.

10. Any person may import, export and transport such dangerous drugs as he may lawfully possess under regulation 5.

11. An approved practitioner may import, export and transport such dangerous drugs as he may lawfully possess under regulation 6.

12. Any person to whom a pass has been granted under these regulations for the import of dangerous drugs may import such quantity of dangerous drugs in such manner as may be specified in his pass.

13. When a pass has been granted (a) under the rules for the time being in force in any part of British India; or (b) by the Resident or Political Agent in any Native State to bring dangerous drugs from any place in the

State into such part or State, and when such pass has been countersigned by the local authority of the area from which the dangerous drugs are to be brought in accordance with these regulations, a licensed dealer may, subject to the conditions of his license, export such quantity of dangerous drugs in such manner within such period and by such route as may be specified in such pass.

14. A person to whom a pass has been granted under these regulations for the transport of dangerous drugs may transport such quantity of dangerous drugs in such manner as may be specified in his pass.

15. Every person importing, exporting or transporting dangerous drugs shall comply with such general or special directions as may be given by the controlling authority.

16. Nothing in these regulations shall be deemed to authorize—

- (i) the import of dangerous drugs from, their export to, or their transport through any foreign territory, or any part of British India, or of any other State otherwise than in accordance with the laws, regulations and rules in force in such territory, part or State regarding the export, import or transport (as the case may be) of the same,
- (ii) the import, export or transport of dangerous drugs by post.

## CHAPTER V.

### Sale and Dispensing.

17. A licensed dealer may, subject to the conditions of his license, sell or supply otherwise than on prescription—

- (a) to a dealer or chemist licensed under these regulations or under the regulations or rules for the time being in force in any part of British India,
- (b) to an approved practitioner;

dangerous drugs not exceeding the quantity which such dealer, chemist or practitioner may lawfully possess. He shall maintain a written record of every such sale in such manner as may be directed by rules made in this behalf, and every package or bottle containing cocaine sold by him shall be clearly marked with the quantity and percentage of cocaine contained in it.

18. A licensed chemist may dispense dangerous drugs on prescription, subject to the following conditions, namely:—

- (a) He shall dispense such drugs in such quantity and for the use of such person only as may be specified in the prescription.
- (b) He shall in every case enter on the prescription the date of dispensing, and shall sign or seal the prescription giving his name and address.
- (c) If the prescription does not bear a superscription by an approved practitioner stating that it is to be repeated, and at what interval of time it is to be repeated, and how many times it is to be repeated, he shall dispense dangerous drugs once only on such prescription, and shall retain the prescription; provided that he shall first warn the person presenting the prescription that unless it bears such a superscription as aforesaid it will be retained.

- (d) If the prescription bears a superscription as aforesaid, but it appears that dangerous drugs have already been dispensed on the prescription six times or such number of times as the prescription is required to be repeated, or that the interval specified in the superscription has not elapsed since the prescription was last dispensed, he shall not dispense dangerous drugs on such prescription unless it is further superscribed in that behalf by an approved practitioner.
- (e) Every package or bottle containing cocaine dispensed by him shall be clearly marked with the quantity and percentage of cocaine contained in it.
- (f) Any other conditions that may be contained in his license.

He shall maintain a written record of every such dispensing in such manner as may be directed by rules made in this behalf.

## CHAPTER VI.

### Approval, Authorisation, Licenses and Passes.

19. The controlling authority may approve—

- (a) for the purposes of regulation 2 (b) (iii) any person possessed of the qualifications mentioned therein,
- (b) for the purposes of regulation 2 (b) (iv) any person engaged in medical or veterinary practice.

20. The controlling authority may, by general or special order, authorize any approved practitioner in managing or supervising charge of a hospital or dispensary to possess and transport such quantity of dangerous drugs in such manner as may be specified in such order.

21. (1) The local authority with the previous sanction of the controlling authority may grant to any person a dealer's license, permitting him to manufacture, possess and, subject to the provisions of regulation 17, to sell dangerous drugs or any of them.

(2) The local authority may grant to any person a chemist's license, permitting him to manufacture, possess and, subject to the provisions of regulation 18, to sell dangerous drugs or any of them; provided that such license shall not authorize such chemist to possess a greater quantity than 1,920 grains of medicinal opium, 1,920 grains in the aggregate of morphine and heroine, and 480 grains of cocaine.

22. The local authority may apply through the proper channels to the Political Officer accredited to the State to grant to any licensed dealer or licensed chemist or approved practitioner a pass for the import from beyond seas or for the import from or transport through British India or for the import from a Native State of dangerous drugs not exceeding the quantity which such dealer or chemist or practitioner may lawfully possess.

23. When a pass has been granted (a) under the regulations or rules for the time being in force in any part of British India, or (b) by the Resident or Political Agent in any Native State to any person to bring dangerous drugs from a place in the State into such part or State, such person shall present such pass to the local authority of the area from which the dangerous drugs are to be brought, who shall enter therein the period for which the pass is to remain in force and the route by which and the person (if any) in whose charge the consignment is to be conveyed and the number and description of the packages and shall countersign the pass.

24. The local authority may grant to any licensed dealer or licensed chemist a pass for the transport of dangerous drugs not exceeding the quantity which such dealer or chemist may lawfully possess.

25. Subject to the provisions of the law and of these regulations, every license or pass under these regulations shall be in such form and shall contain such particulars, and shall be granted on payment of such fees, for such period, and subject to such conditions, as may be prescribed by subsidiary rules made in pursuance of section 4 of the law.

26. (1) Subject to any directions that the controlling authority may give in this behalf, the officer who has granted a license to, or has by order approved or authorized any person under these regulations, may cancel or suspend such license or order :—

(i) if such person has—

(a) failed to pay any duty or fee payable by him,

(b) by himself or by any servant or person acting on his behalf, committed any breach of the conditions of such license or order or of these regulations,

(c) been convicted of any offence under the law, or under the law for the time being in force relating to excise revenue, or of any criminal offence;

(ii) if it is a condition of such license or order that it may be cancelled or suspended at the will of such officer;

(iii) in any other case, after giving to such person fifteen days' notice;

and shall cancel such license or order within fifteen days on receiving from such person notice that he desires to surrender the same.

(2) When such license or order has been cancelled or suspended as aforesaid, such person shall forthwith make over to the local authority all dangerous drugs in his possession.

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## CHAPTER VII.

### Disposal of Dangerous Drugs and Confiscated Articles.

27. The local authority shall cause all dangerous drugs confiscated under the law or delivered to him under regulation 26 to be examined by the Chemical Examiner or by such other officer as the controlling authority may direct. If any such drugs are certified by such officer to be fit for use, the local authority may sell them to any dealer or chemist licensed under these regulations or under any regulations or rules for the time being in force in any part of British India or to any person authorized by an order under regulation 20 or any corresponding regulations or rules in force as aforesaid. The local authority may require any licensed dealer or chemist to purchase at such price as the local authority may direct any quantity of such drugs not exceeding such quantity as the local authority may determine to be ordinarily saleable by him in two months. If any such drugs are certified as aforesaid to be unfit for use, the local authority shall cause them to be destroyed.

28. The local authority shall dispose of all other things confiscated in connection with any offence relating to dangerous drugs in such manner as he may think fit.

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## CHAPTER VIII.

### Issue of Subsidiary Orders.

29. Subject to the provisions of the law and of these regulations and of the subsidiary rules, the controlling authority may from time to time give such directions as he may think fit for the purpose of carrying out the provisions of the said regulations and rules.

## SECTION IV.—Exemptions.

The following are exempted from the operations of the law and of the regulations and rules made thereunder, viz.:—

- (i) intoxicating drugs in direct transit through the State to or from British India or a British-administered area in accordance with the law in force in British India or in such area,
- (ii) the import, export, transport, manufacture, possession and sale on State account of raw opium and its admixtures, provided that this exemption shall not be deemed to authorize the import or export of raw opium and its admixtures unless the regulations and rules for the time being in force at the place of origin or of destination and in the territories (if any) through which the raw opium or its admixtures will pass in transit have been complied with,
- (iii) the transport, manufacture, possession and sale for medicinal purposes only of raw opium and its admixtures by such State, charitable or other medical and veterinary institutions as may be admitted by the order in writing of the Chief Opium Officer to the benefit of this exemption, provided that every institution so admitted shall be deemed to be a licensed druggist as defined in regulation 4 of Chapter II of Section I of the regulations made under section 4 of the Law and shall comply with the rules applicable to licensed druggists and with the conditions contained in the form of license prescribed for licensed druggists, but shall not be required to pay a license fee,
- (iv) the preparations containing intoxicating drugs entered in the annexed schedules, provided
  - (a) that their import by sea shall be permitted only by means other than that of the post, and
  - (b) that the preparations mentioned in Schedule III shall be labelled in each case with the maker's name and that this exemption shall not extend to such preparations manufactured by any maker or firm whose produce may be declared by the State to be excluded from the scope of this exemption.

## SCHEDULE I.

*Preparations containing Morphine or Heroine.*

1. Anodyne Pine Expectorant.
2. Apocodene Hydrochloridum.
3. Apomorphine and its salts and preparations.
4. Astringent wash, compressed tablets for, containing  $\frac{1}{2}$  gr. of morphia acetate (Parke Davis & Co.).
5. Beecham's Cough Pills.
6. Bærhavis Odontalgic Essence.
7. Camphorodyne.
8. Cereoli Iodoformi et Morphinæ.
9. Chlor. Anodyne containing  $2\frac{1}{2}$  grs. of morphia hydrochlor: per fluid ounce (Parke Davis & Co.).
10. Chlorodyne (Liquor Chloroformi Composita).
11. Chronic Dysentery Mixture (Dr. Duarte's).
12. Codeine or Codeina and its salts and preparations.
13. Elixir Pini Compositum.
14. Glycerinum Heroini Compositum.



15. Glycerinum Acetomorphinæ.
16. Haustus Apomorphinæ Compositus.
17. Insufflatio Bismuthi et Morphinæ.
18. Kay's Linseed Compound.
19. Keating's Pectoral or Cough Lozenges.
20. Le Haurier's Odontalgic Essence.
21. Mistura Apomorphinæ et Terebeni.
22. Mistura Bismuthi Composita cum Morphina.
23. Mistura Chloroformi Composita.
24. Mistura Salina Anodyna.
25. Morphia and ipecacuanha lozenges.
26. Oleatum Morphinæ.
27. Peronin or Benzoyl Morphine Hydrochloride.
28. Powell's Balsam of Aniseed.
29. Pulvis Morphinæ Compositus.
30. Suppositoria Morphinæ.
31. Syrup picis Liq cum Apomorphina, containing  $\frac{1}{4}$  grain Apomorphinæ per fluid ounce (Ferris & Co.).
32. Syrupus Apomorphinæ.
33. Tabellæ Apomorphinæ.
34. Tabloid Hypodermic Ergotin et Morphinæ.
35. Tinctura Chloroformi et Morphinæ Composita.
36. Urethral Injection (Dr. Duarte's).

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## SCHEDULE II.

*Preparations containing Opium not being Morphine nor Heroine.*

1. Anarcotine or Narcotine (or Narcotina) and its derivatives.
2. Anti-Emesis Mixture (Dr. Duarte's).
3. Barsh.
4. Bow's Liniment.
5. Brompton's Consumption and Cough Specific.
6. Cereoli Acidi Tannici et opii.
7. Chamberlain's Colic Remedy.
8. Codamine.
9. Cotarnina.
10. Cotarninæ Hydrochloridum or Stypticin.
11. Cotarninæ Phthalas or Styptol.
12. Cough Mixture (Dr. Duarte's).
13. Cryptopine.
14. Decoctum Papaveris.
15. Dover's Powder, *see* Pulvis Ipecacuanhæ Compositus.
16. Elixir Pepsine et Bismuthi Comp.
17. Emplastrum Opii.
18. Enema opii.
19. Ethyl Narcein Hydrochloride, *see* Narcyl.
20. Ferris, *see* Mistura Bismuthi Composita Aromatica.
21. Gnoscopine.
22. Hewlett, *see* Mistura Pepsinæ Composita cum Bismutho.

23. Hydrocotarnine.
24. Lanthoptine.
25. Linctus Opiatus.
26. Linimentum Opii.
27. Linimentum Opii Ammoniatum.
28. Lotio Plumbi Opii.
29. Meconiasine.
30. Meconidine.
31. Meconii Periadidum.
32. Meconine.
33. Mercuric Chloride with potassium iodide compressed tablets No. 45  
containing  $\frac{1}{10}$  gr. of powdered opium (Parke Davis & Co.).
34. Mistura Bismuthi Composita Aromatica, *vel* Liquor Ferris.
35. Mistura Cretæ Composita.
36. Mistura Pepsinæ Composita cum Bismutho (Hewlett's).
37. Mistura Pepsine cum Bismutho (Huxley).
38. Mistura Scillæ Composita.
39. Mistura Scillæ et Opii.
40. Narceina or Narceine.
41. Narcotine, *see* Anarcotine.
42. Narceyl or Ethyl Narcein Hydrochloride.
43. Nepenthe and its preparations.
44. Opium wool.
45. Papaverine.
46. Papaveri Capsules (only dried poppy-heads from which opium has  
been extracted).
47. Paregoric Elixir, *see* Tinctura Camphoræ Composita.
48. Pilula Digitalis et Opii Composita.
49. Pilula Hydrargyri cum Creta et Opii.
50. Pilula Hydrargyri cum Opio.
51. Pilula Ipecacuanhæ cum Scilla.
52. Pilula Plumbi cum Opio.
53. Pilula Saponis Composita.
54. Pilulæ Ipecacuanhæ cum Urginea.
55. Porphyroxin.
56. Protopine.
57. Pulvis Cretæ Aromaticus cum Opio.
58. Pulvis Ipecacuanhæ compositus, or Dover's Powder.
59. Pulvis Ipecacuanhæ cum Scilla.
60. Pulvis Kino Compositus.
61. Pulvis Opii Compositus.
62. Pulvis Plumbi cum Opio.
63. Rhocadine.
64. Sanative Pills (Jayne's).
65. Sedative Lotion (Dr. Duarte's).
66. Solubes Plumbi et Opii.
67. St. Jacob's Oil.
68. Stypticin, *see* Cotarninæ Hydrochloridum.
69. Styptol, *see* Cotarninæ Phthalas.
70. Suppositoria Plumbi Composita.
71. Syrupus Camphoræ Compositus.

72. Tabellæ Saponis Compositæ.
73. Tabletti Plumbi cum Opio.
74. Thebaine.
75. Tinctura Antiperiodica.
76. Tinctura Camphoræ Composita or Paregoric Elixir.
77. Tinctura Opii Ammoniata.
78. Tinctura Opii Benzoica.
79. Tinctura Opii Crocata.
80. Tinctura Opii Deodorata.
81. Tritopine.
82. Unguentum Gallæ cum Opio.
83. Unguentum Myrabolam cum Opio.
84. Unguentum Opii.
85. Xanthaline.

### SCHEDULE III.

#### *Preparations containing Cocaine.*

1. Mist. Hepatica Compound.
  2. Pigment Cocaine and Hydrarg. perchloride.
  3. Ampoules containing not more than  $\frac{1}{3}$  grain of cocaine each in admixture with Adrenalin, Hemisine or Epinine.
  4. Coca Cordial . . . . .
  5. Elixir Damiana Compound . . . . .
  6. Ixilama and other similar palatable preparations
  7. Kola Compound . . . . .
  8. Kola Cordial . . . . .
  9. Tonic Coca Wines . . . . .
- |   |   |
|---|---|
| } | Containing not more than half a drachm of Ext. Coca Liq. in each fluid ounce. |
|---|---|
10. Cocaine hypodermic and other tablets :—
    - (a) Homatropine and cocaine.
    - (b) Atropine and cocaine.
    - (c) Pilocarpine and cocaine.
    - (d) Aromatic throat tablets containing menthol, myrrh, krameria and cocaine  $\frac{1}{32}$  grain.
    - (e) Aseptoids, Dr. Macnaughton Jones, each containing  $\frac{1}{16}$  gr. of cocaine hydrochloride.
  11. Ointments containing cocaine or other derivatives of coca in admixture with other drugs and rendered nauseous to the taste.
  12. Ophthalmic tablets containing not more than  $\frac{1}{30}$  gr. of cocaine hydrochloride in each tablet.
  13. Other preparations containing cocaine or other derivatives of coca in admixture with other drugs, containing in the aggregate not more than such quantity of cocaine hydrochloride or other derivative of coca per tablet, trochiscum, pastille, solube, sterule, enule, lamella or fluid drachm, or so blended, as to render it impossible for any such preparation to be taken for the effects of cocaine or any other derivative of coca alone.

#### Subsidiary rules relating to "raw opium," "admixtures of opium" and "prepared opium."

The following rules and appointments are made and powers conferred in pursuance of sections 2 (i), (j), (k), 4, 12 and 27 of the Opium and Intoxicating

Drugs Law (hereinafter called the law) and of the regulations made thereunder, *viz.*—

1. Shops for the retail sale of raw opium and its admixtures shall be allowed only at such places as the Chief Opium Officer with the sanction of the Darbar may from time to time determine, and the exclusive right of selling raw opium and its admixtures by retail, at each one of these shops (or at more than one of them as the Darbar may direct) shall be sold by the Chief Opium Officer at the commencement of each excise year (1st to 3 ) or assigned in such other mode as the Darbar may from time to time prescribe. The sale or assignment must be reported to the Darbar for sanction. Unless the Darbar shall otherwise specially direct, such exclusive rights shall be sold or assigned for one year only. The exclusive rights thus sold or assigned shall not be exercised until a license in the prescribed form has been granted by the Chief Opium Officer to the purchaser or assignee.

Disposal of licenses for retail sale.

2. A license granted by the Chief Opium Officer may be cancelled by him for any cause specified in the license.

3. Whenever the Chief Opium Officer considers that any such license should be cancelled for any cause not specified therein he shall remit a sum equal to the amount of fee payable for fifteen days, and shall either give fifteen days' notice of his intention to cancel the license or shall, in addition to remitting the sum aforesaid, make such compensation for default of notice as the Darbar may direct.

4. A licensed vendor may surrender his license on the expiration of one month's previous notice in writing given by him to the Chief Opium Officer of his intention to do so and on payment of such sum, not exceeding the amount of the fee for six months, as the Chief Opium Officer may fix in this behalf.

5. The Chief Opium Officer may, with the sanction of the Darbar, grant by contract by public auction, or in such other manner as the Darbar may prescribe, the exclusive privilege of retail sale of raw opium and its admixtures throughout the State or a territorial sub-division of the State.

Disposal of contracts for the exclusive privilege of retail sale.

When such a contract is granted the contractor may, subject to the conditions of his contract, himself sell by retail, and grant licenses under the countersignature of the Chief Opium Officer for the retail sale of raw opium and its admixtures at the shops included in the local limits of his contract.

6. (a) The Chief Opium Officer may, with the sanction of the Darbar, cancel a contract granted under rule 5, or within the term of the contract make or impose such reservations or restrictions with regard to the grant of licenses as he thinks fit.

(b) If the contract is cancelled for any cause specified therein the contractor shall not be entitled to compensation for any loss that he may sustain thereby.

(c) If the contract is cancelled for any cause not specified therein, or if any reservations or restrictions are made or imposed during the term of the contract, the contractor shall be entitled to such compensation for any loss sustained thereby as the Darbar may direct.

7. Opium in quantities of not less than  $\frac{\text{one seer}}{\text{half a seer}}$  in weight shall be supplied on prepayment at the following places, by the following officers and at the following rates per seer, to contractors and licensed vendors only :—

Name of place.	Officer by whom to be supplied.	Rate at which to be supplied.

NOTE.—The officers mentioned in column 2 will be furnished from time to time by the Chief Opium Officer with a list of the contractors and licensed vendors to whom alone opium may be supplied.

## Transport.

8. (1) When a contractor or licensed vendor wishes to transport opium purchased by him under rule 7 for sale at his shop, or (2) where a vendor holding a license from a contractor desires to transport within the limits of the contract area raw opium purchased from the contractor for sale at his shop, he shall obtain an entry in a shop pass book, signed in case (1) by the officer from whom the opium is obtained and in case (2) by the contractor, for each consignment. The pass book shall contain the following particulars:—

- (1) Name of contractor or licensed vendor.
- (2) Date.
- (3) Quantity of opium purchased.
- (4) Signature of Opium Officer or of contractor.

## Transit of opium.

9. The transit of raw opium or its admixtures consigned to a British area or to another State is permitted under and in accordance with the terms of a pass granted by the Political Agent or by an officer of such State authorized to grant such passes.

## Forms of licenses and contracts.

10. Licenses for retail vend granted by the Chief Opium Officer, contracts for the exclusive privilege of retail vend, and licenses for retail vend granted by the contractor shall be in Forms I-III, respectively, of the forms annexed to these rules. A counterpart of each license and contract shall be executed by the licensed vendor or contractor and filed in the office of the Chief Opium Officer.

11. When a contract for the exclusive privilege of retail sale of raw opium and its admixtures has been granted, the contractor shall furnish to the Chief Opium Officer by the 1st day of \_\_\_\_\_ a list of licenses granted by him containing the following particulars:—

Locality of shop.	Name of licensee with caste, parentage and residence.	Whether authorised to purchase raw opium otherwise than from the contractor.

## Confiscations.

12. Raw opium confiscated under the law may, if its value exceeds Rs. 10, be sold to a contractor or to a retail vendor holding his license direct from the Chief Opium Officer for a price not less than the price which would be payable for such opium if obtained by him in the ordinary way. Raw opium of value less than Rs. 10, or which cannot be disposed of in the foregoing manner, and all other intoxicating drugs (other than "dangerous drugs" which shall be disposed of in manner provided in the regulations and rules in that behalf) confiscated under the law shall be destroyed under the orders and in the presence of the officer ordering their confiscation.

All other articles confiscated under the law shall be sold by the Chief Opium Officer by public auction.

## Rewards.

13. When an offender has been convicted of any article confiscated under the law, the convicting or confiscating officer may grant to any person who has in any way contributed to the conviction or confiscation a reward equal to the whole or portion of any fine imposed upon the offender and paid by him or realized from his property, and the whole or any portion of the value of the articles confiscated.

If the fine is not realized, or is realized only in part, the Chief Opium Officer may, within a limit of Rs. \_\_\_\_\_, order the payment from the State treasury of the full amount, or of the unrealized balance, as the case may be.

14. If the Chief Opium Officer is of opinion that a larger reward than has been granted or than might have been granted under the foregoing rule ought to be given to any person who has contributed to the conviction, he may grant a special reward not exceeding Rs. \_\_\_\_\_.

15. The following classes of officers are appointed to be opium officers, *Appointments and powers.*  
*viz.,*

and the powers mentioned in section 12 of the law are conferred on the following classes of officers, *viz.,*

16. The following officers are appointed to perform in the following areas the duties of Chief Opium Officer under the law :—

17. The following are fixed as limits of private possession, *viz.:—*

Limits of private possession.

- (a) As the largest aggregate quantity of raw opium and its admixtures which may be possessed by one person at one time otherwise than under a license, permit or pass 3 tolas.
- (b) As the largest quantity of prepared opium which may be possessed by one person at one time  $\frac{1}{2}$  tola, provided that no assemblage of two or more persons shall have in their joint possession any quantity of prepared opium exceeding double the foregoing quantity.

18. Licenses for the sale by druggists of raw opium and admixtures of opium for medicinal purposes only may be issued by the local authority in form IV. They shall be granted only to respectable persons engaged in the sale of medicines. Every such license shall expire on the 31st March following the date of issue. *Licenses for the sale by druggists of raw opium and admixtures of opium.*

19. The fee for each such license shall ordinarily be Re. 1 per annum, but no fee will be charged for the grant of a druggist's license to a person holding a dealer's license or a chemist's license under the Dangerous Drug Regulations, and a druggist's license will ordinarily be granted to every such person who desires one.

NOTE.—Druggist's licenses for dealings in raw opium and admixtures of opium will not be required by the officers in charge of State, charitable, or other institutions admitted by the Chief Opium Officer to the benefit of the exemptions notified as permissible in respect of such dealings by them.

20. In order that licensed druggists may be exposed as little as possible to the temptation of using their licenses as a cloak for the surreptitious sale of raw opium and its admixtures for non-medicinal purposes, and thus competing with licensed retail vendors to the detriment of the revenue, they will ordinarily be required to obtain their supplies of raw opium from licensed retail vendors. Special authorities to obtain supplies from other sources (*vide* condition 3 of the license form) should be most sparingly granted by the Controlling Authority.

21. The acknowledgment to be given, by a licensed druggist or a person in charge of an exempted institution, to a licensed vendor for raw opium purchased from him shall be in the following form, *viz.,*

"I \_\_\_\_\_  
 holding a druggist's license for the sale for medicinal purposes at \_\_\_\_\_  
 of \_\_\_\_\_ of raw opium and its admixtures (or being in charge  
 of \_\_\_\_\_ which has been admitted by the Chief  
 Opium Officer to the benefit of exemption) hereby acknowledge having purchased  
 from \_\_\_\_\_ § licensee for the retail sale of

\* Name and address.

† Description of licensed premises.

‡ Name of exempted institution.

§ Name.

opium \_\_\_\_\_ † tolas of raw opium this \_\_\_\_\_  
day of \_\_\_\_\_ 19 \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

22. Unless specially exempted from doing so by the order of the local authority endorsed on his license, every licensed druggist shall maintain and shall sign daily a daily account of all raw opium and admixtures of opium manufactured, possessed, sold or supplied by him. A separate set of pages shall be set aside for raw opium and for each admixture of opium dealt in under the license. The account shall be in Form V and printed books containing these forms shall be supplied by the local authority to licensed druggists on payment of Re. 1 per copy.

23. The local authority may apply through the proper channels to the Political Officer accredited to the State to grant to any licensed druggist or person in charge of an exempted institution a pass for the import from beyond seas or for the import from or transport through British India or for the import from a Native State of admixtures of opium for medicinal use not exceeding the quantity which such licensed druggist or person may lawfully possess.

24. The powers of controlling authority and local authority under rules 18 to 23 shall be exercised by the officers appointed to be controlling authority and local authority respectively under the Dangerous Drug Regulations.

25. (a) As an alternative to the arrangements for which provision is made in rules 1 to 11, the Chief Opium Officer may, with the sanction of the Darbar, arrange for the sale of raw opium and its admixtures either—

(i) by departmental agency,

or

(ii) by vendors remunerated by a commission on sales.

(b) Shops shall be allowed only at places determined in accordance with rule 1, and the departmental salesman or vendor at each shop shall be appointed by the Chief Opium Officer in such manner, and shall be removable subject to such conditions, as may be determined by the Darbar.

(c) Raw opium shall be supplied to such salesmen or vendors by such officers and at such prices, and raw opium and its admixtures shall be sold by them to the public at such prices, as may be fixed in each behalf by the Chief Opium Officer with the previous sanction of the Darbar.

(d) Every such salesman or vendor shall be supplied by the Chief Opium Officer with a license which shall contain—

(i) the particulars included in the preamble of Form I and the provisions contained in conditions 4 to 17 of Form I,

(ii) a condition specifying the prices at which the sale of raw opium and its admixtures is permitted.

NOTE.—By virtue of such license, the salesman or vendor will for the purposes of the regulations and of rules 20-21 be a "licensed vendor" as defined in regulation 2 of Chapter II of Section I of the Regulations.

#### FORM I.

*License for retail vend of raw opium and its admixtures granted by the Chief Opium Officer and counterpart of the same.*

District or pargana.

Locality of retail shop.

Name of licensed vendor.

Be it known that

resident of

\_\_\_\_\_, son of \_\_\_\_\_, is hereby authorized by the Chief Opium Officer to manufacture admixtures of opium and to sell raw opium and its admixtures by retail at \_\_\_\_\_ from the \_\_\_\_\_ of \_\_\_\_\_

19 to the of 19 in pursuance of regulations and rules made under the Opium and Intoxicating Drugs Law (hereinafter referred to as the law) and subject to the following conditions :—

1. That the said licensee shall pay to the Chief Opium Officer on behalf of the Darbar the sum of Rs. in the following instalments (in addition to the sum of Rs. , being one-sixth of the annual payment, already deposited by him, which if it be not immediately forfeited for default or breach of conditions, shall be set off against the 11th and 12th instalments) :—

	Rs.		Rs.
On the 1st April	.	On the 1st October	
" May		" November	
" June		" December	
" July		" January	
" August		" February	
" September		" March	

2. That in case of default or of infringement by the licensee or by his servant or agent, or with his knowledge and consent by any person acting under his authority or on his behalf, of any condition of this license or of any provision of the law or of regulations or rules made thereunder it shall be competent to the Chief Opium Officer (without prejudice to the liability to punishment under the law of the licensee or of any person by whom an offence punishable under the law may have been committed) to cancel this license, to confiscate the deposit, and to resell the license at the risk of the licensee, and, after deducting the confiscated deposit from any loss arising from the resale, to recover the remainder, if any, from the licensee, as if it were an arrear of revenue.

3. That the licensee shall not be entitled to any portion of the profit, if any, arising on such resale.

4. That he will sell only raw opium obtained in accordance with the rules made under section 4 of the law, and admixtures manufactured from raw opium so obtained.

5. (a) That he will not sublet or transfer the business covered by this license, nor employ therein any salesman without the express sanction, endorsed on this license, of the Chief Opium Officer. That no person suffering from leprosy or other contagious disease shall be employed in the manufacture, transport or sale of raw opium or its admixtures, and that no minor, female (other than a relative of the licensee) or eunuch shall be employed in the sale of opium or its admixtures.

(b) That he will not, without the written permission of the Chief Opium Officer, hold or acquire any interest in a license or contract for the retail sale in the area covered by this license, or in any adjacent area, of any excisable commodity other than raw opium and its admixtures, nor will he without such permission employ any person holding such an interest.

6. That he will sell raw opium and its admixtures only at the shop for which this license is granted.

7. That he will not permit the consumption of raw opium or its admixtures in his shop or on any other premises in his occupation.

8. That he will not adulterate the raw opium sold by him as such.

9. That he will not receive any wearing apparel or other goods in barter for raw opium or its admixtures.

10. That he will sell no raw opium or its admixtures to any insane or intoxicated person or to any child of under 14 years of age.

11. That excepting as permitted by clause (vi) of regulation 3 of Chapter II of the regulations regarding raw opium and its admixtures he will not sell to any one person at any one time more raw opium and its admixtures than the limit of private possession, viz., 3 tolas in the aggregate of raw opium and its admixtures.

12. That he will not sell prepared opium, nor shall he possess prepared opium, or permit the smoking of opium, on the premises covered by this license.



13. That he will not open his shop or make sales therein between the hour of 9 P.M. and sunrise, and that he will not harbour any person therein during the night.

14. That he will not permit persons of notoriously bad character to resort to his shop, that he will not permit gaming or disorderly conduct therein, and that he will give information to the nearest magistrate or police officer of the resort thereto of any person suspected of the commission of a cognizable offence.

15. That he will have constantly affixed at his shop a sign-board bearing the following inscription in the local vernacular:—

“—————*Licensed to retail raw opium and its admixtures.*”

16. That he will, if so required by the Chief Opium Officer, keep up daily accounts in the annexed forms showing the receipts and expenditure at his shop of raw opium and of its admixtures and the balance in store:—

I.—RAW OPIUM.

Date.	Quantity of raw opium in store yesterday.	Quantity received this day and whence received.	Total to be accounted for.	Quantity sold this day.	Quantity converted this day into admixtures.	Quantity left in store.

II.—ADMIXTURES.

*Name of Admixture.*

Date.	Quantity in store yesterday.	Quantity received this day and whence received.	Total to be accounted for.	Quantity sold this day.	Quantity in store.

17. That he will at once produce his license and accounts for inspection on the demand of any opium officer, and that he will permit any such officer to enter his shop at any hour of the day or night.

18. This license shall have effect from the \_\_\_\_\_ to the \_\_\_\_\_, and, unless renewed by the latter date by special order of the Chief Opium Officer shall thereafter cease to remain in force. It shall also cease to remain in force on the 1st day of any previous month in respect of which the licensee shall have failed to pay the instalment reserved by the 1st condition of this license. It shall likewise cease to operate in the event of the death of the licensee during the currency of the license. It may be forfeited by order of the Chief Opium Officer in the event of infraction of any of its conditions or of the holder being convicted of an offence against the law, or the law relating to hemp drugs or excise.

*Dated*

*Signed*

*Chief Opium Officer.*

REVERSE OF FORM I.

Name of sanctioned salesman, with parentage and residence.	Signature of Chief Opium Officer in token of approval.

## FORM II.

*Contract of the exclusive privilege of retail vend of raw opium and its admixtures and counterpart of the same.*

District.

Area of contract.

Name of contractor.

Be it known that the exclusive privilege of retail vend of raw opium and its admixtures has been granted to  
son of , resident of ,  
for the term of commencing from 1st 19 ,  
and ending with the 19 , in pursuance of regulations and  
rules made under the Opium and Intoxicating Drugs Law (hereinafter referred  
to as the law) and subject to the following conditions :—

1. That the said shall pay to the Chief Opium Officer on  
behalf of the Darbar the sum of Rs. in the following instalments (in  
addition to the sum of Rs. , being one-sixth of the annual payment, already  
deposited by him, which, if it be not intermediately forfeited for default or  
breach of conditions, shall be set off against the 11th and 12th instalments) :—

	Rs.		Rs.
On the 1st April		On the 1st October	
„ May		„ November	
„ June		„ December	
„ July		„ January	
„ August		„ February	
„ September		„ March	

2. That in case of default or of infringement by the contractor or by his servant or agent, or with his knowledge and consent by any person acting under his authority or on his behalf, of any condition of this contract or of any provision of the law or of regulations or rules made thereunder it shall be competent to the Chief Opium Officer (without prejudice to the liability to punishment under the law of the contractor or of any person by whom an offence punishable under the law may have been committed) to cancel this contract, to confiscate the deposit, and to resell the contract at the risk of the contractor, and, after deducting the confiscated deposit from any loss arising from the resale, to recover the remainder, if any, from the contractor as if it were an arrear of revenue, and that the contractor shall not be entitled to any portion of the profit, if any, arising on such resale.

3. That this contract shall not be sublet or transferred without the sanction in writing of the Chief Opium Officer.

4. That no shops other than those specified in the list annexed shall be licensed by the contractor, and that the site of no shop shall be changed without the permission of the Chief Opium Officer.

5. That no license shall be granted to a minor, female or eunuch.

6. That a license in Form No. III, countersigned by the Chief Opium Officer, shall be given by the contractor, and a counterpart taken and deposited in the Chief Opium Officer's office for every shop licensed by him.

NOTE.—In respect of any shop the privilege of retail vend at which is to be exercised by the contractor he will be required to obtain the countersignature of the Chief Opium Officer to a license in Form III.

### 6 Limits of Contract

NOTE.—Licenses in favour of the contractor as required by the note to condition 6 will also be entered in this list.

9. (a) That he shall possess on his business premises or supply to retail vendors no prepared opium, nor shall he possess or supply raw opium except such as shall have been obtained in accordance with the rules made under the law. That the opium supplied by him shall not be adulterated. That no person suffering from leprosy or other contagious disease shall be employed in the transport or sale of opium.

10. That if so required by the Chief Opium Officer he shall keep daily the following account showing the quantity of raw opium obtained by him, the quantity sold by him, and the quantity remaining in store:—

[illegible]

11. That he shall file in the office of the Chief Opium Officer by the 5th of each month an abstract of such account showing the total transactions of the previous month. In columns 6-8 of this abstract the total quantity supplied to each retail shop shall be shown.

12. That he will at once produce his contract and account for inspection on the demand of any opium officer, and that he will permit any such officer to enter his shop at any hour of the day or night.

13. This contract shall have effect from the \_\_\_\_\_ to the \_\_\_\_\_ and unless renewed by the latter date by special order of the Chief Opium Officer shall thereafter cease to remain in force. It shall also cease to remain in force on the 1st day of any previous month in respect of which the contractor shall have failed to pay the instalment reserved by the 1st condition of this contract. It shall likewise cease to operate in the event of the death of the contractor during the currency of the contract. It may be forfeited by order of the Chief Opium Officer in the event of infraction of any of its conditions or of the holder being convicted of an offence against the law, or the law relating to hemp drugs or excise.

*Dated*

*Signed*  
*Chief Opium Officer.*

List of shops for which licenses may be granted (*vide* condition 4).

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### FORM III.

*License for retail vend of raw opium and its admixtures granted by a contractor and counter-part of the same.*

Area of contract.

Locality of retail shop.

Name of retail vendor.

Be it known that \_\_\_\_\_ son of \_\_\_\_\_ resident of \_\_\_\_\_ is hereby authorized by the contractor of \_\_\_\_\_ to manufacture admixtures of opium and to sell raw opium and its admixtures by retail at \_\_\_\_\_ from the \_\_\_\_\_ of \_\_\_\_\_ 19 \_\_\_\_\_ to the \_\_\_\_\_ of \_\_\_\_\_ 19 \_\_\_\_\_ in pursuance of regulations and rules made under the Opium and Intoxicating Drugs Law (hereinafter referred to as the law) and subject to the following conditions:—

1. That he will pay to the contractor in advance on or before the 1st day of each month a monthly fee of Rs. \_\_\_\_\_.

2. That he will sell only raw opium and admixtures obtained in accordance with the rules made under the law (or from the contractor, as the case may be), or manufactured from raw opium so obtained.

NOTE.—Where the contractor arranges for the supplies required by his licensees, the second version will be the appropriate one.

3. (a) That he will not sublet or transfer the business covered by this license, nor employ therein any salesman without the express sanction, endorsed on this license, of the contractor and also of the Chief Opium Officer. That no person suffering from leprosy or other contagious disease shall be employed in the manufacture, transport<sup>o</sup> or sale of raw opium or its admixtures, and that no minor, female (other than a relative of the licensee) or eunuch shall be employed in the sale of opium and its admixtures.

(b) That he will not without the written permission of the Chief Opium Officer hold or acquire any interest in a license or contract for the retail sale in the area covered by this license, or in any adjacent area, of any excisable commodity other than raw opium and its admixtures, nor will he without such permission employ any person holding such an interest.

4. That he will sell raw opium and its admixtures only at the shop for which this license is granted.

5. That he will not permit the consumption of raw opium or of its admixtures in his shop or on any other premises in his occupation.

6. That he will not adulterate the raw opium sold by him as such.

7. That he will not receive any wearing apparel or other goods in barter for raw opium or its admixtures.

8. That he will sell no raw opium or its admixtures to any insane or intoxicated person or to any child of under 14 years of age.

9. That excepting as permitted by clause (vi) of regulation 3 of Chapter II of the regulations regarding raw opium and its admixtures he will not sell to any one person at any one time more raw opium and its admixtures than the limit of private possession, viz., 3 tolas in the aggregate of raw opium and its admixtures.

10. That he will not sell prepared opium, nor shall he possess prepared opium, or permit the smoking of opium, on the premises covered by this license.

11. That he will not open his shop or make sales therein between the hour of 9 P.M. and sunrise, and that he will not harbour any person therein during the night.

12. That he will not permit persons of notoriously bad character to resort to his shop, that he will not permit gaming or disorderly conduct therein, and that he will give information to the nearest magistrate or police officer of the resort thereto of any person suspected of the commission of a cognizable offence.

13. That he will have constantly affixed at his shop a sign-board bearing the following inscription in the local vernacular :—

"\_\_\_\_\_Licensed to retail raw opium and its admixtures."

14. That he will, if so required by the Chief Opium Officer, keep up daily accounts in the annexed forms showing the receipts and expenditure at his shop of raw opium and of its admixtures and the balance in store.

## I.—RAW OPIUM.

Date.	Quantity of raw opium in store yesterday.	Quantity received this day and whence received.	Total to be accounted for.	Quantity sold this day.	Quantity converted this day into admixtures.	Quantity left in store.

## II.—ADMIXTURES.

*Name of admixture.*

Date.	Quantity in store yesterday.	Quantity received this day and whence received.	Total to be accounted for.	Quantity sold this day.	Quantity in store.

15. That he will at once produce his license and accounts for inspection on the demand of any opium officer, and that he will permit any such officer to enter his shop at any hour of the day or night.

16. This license shall have effect from the \_\_\_\_\_ to the \_\_\_\_\_, and unless renewed by the latter date by special order of the Chief Opium Officer shall thereafter cease to remain in force. It may be cancelled by the Chief Opium Officer on the application of the contractor for default of punctual payment of the fee reserved by clause 1. (For this purpose a statement of account certified by the contractor shall be conclusive evidence of such default, but this shall not debar the licensee from contesting such statement in a Civil Court.) It shall likewise cease to operate in the event of the death of the licensee during the currency of the license, or of the determination, during such currency, of the contract held by the contractor by whom it is granted. It may be forfeited by order of the Chief Opium Officer in the event of infraction of any of its conditions or of the holder being convicted of an offence against the law, or the law relating to hemp drugs or excise.

*Dated**Signature of contractor.**Signature of Chief Opium Officer.*

## REVERSE OF FORM III.

Name of sanctioned salesman, with parentage and residence.	Signature of the Chief Opium Officer in token of approval.

## FORM IV.

*License granted under the rules relating to raw opium and admixtures of opium for the sale by a druggist of raw opium and admixtures of opium for medicinal purposes only.*

(*"Licensed Druggist's" License.*)

(Name of licensed druggist) \_\_\_\_\_

(Name or locality of licensed premises) \_\_\_\_\_

\_\_\_\_\_ residing at \_\_\_\_\_ is hereby licensed to possess raw opium and to manufacture and possess admixtures of opium and to sell or supply raw opium and admixtures of opium for medicinal purposes only from the \_\_\_\_\_ to the 31st March 19 \_\_\_\_\_ subject to the provisions of the Opium and Intoxicating Drugs Law and

of the regulations, rules and notifications issued thereunder and to the following conditions, *viz.* :—

1. He shall not transfer or purport to transfer this license to any other person.

2. He shall manufacture, possess, sell and supply raw opium and admixtures of opium only at the premises for which this license is granted and not at any other place.

3. Unless specially authorized by the Controlling Authority to obtain it from other sources, he shall obtain by purchase from a licensed retail vendor all raw opium required for use under this license. (In respect of all raw opium so purchased, he shall give the licensed retail vendor a receipt in the prescribed form and shall enter in the space provided in this license the date of purchase and the quantity purchased, and shall show the entry to the licensed retail vendor and obtain his signature if he be literate.)

4. He shall obtain all admixtures of opium required for use under this license either by manufacturing the same from raw opium obtained in the manner required by condition 3 of this license, or by importing the same after compliance with such conditions regarding such import as may from time to time be prescribed by rules made in that behalf.

5. He shall possess and sell under cover of this license no raw opium or admixtures of opium other than such as shall have been obtained in manner provided by conditions 3 and 4 of this license.

6. He shall possess no prepared opium on the premises covered by this license, nor shall he sell prepared opium.

7. He shall not manufacture, possess or sell any dangerous drug otherwise than under and in accordance with the conditions of a licensed dealer's license or a licensed chemist's license granted to him under the Dangerous Drug Regulations and subsidiary rules and covering the premises covered by this license.

8. Unless he is specially authorized by the Controlling Authority in this behalf and such authorization is endorsed on this license by the Controlling Authority or by the local authority acting under his instructions, he shall not possess at one time more than one seer in the aggregate of raw opium and admixtures of opium.

9. He shall not sell or supply raw opium or admixtures of opium excepting for *bona fide* medicinal purposes, nor shall he sell or supply to one person on one day raw opium and admixtures of opium exceeding in the aggregate the limit of private possession, nor shall he sell or supply raw opium or admixtures of opium to any insane or intoxicated person or to any person under the age of 14 years.

10. Unless he is specially exempted from doing so by order of the local authority endorsed on this license, he shall maintain in the prescribed form and in the prescribed manner a daily account of all raw opium and admixtures of opium manufactured, possessed, sold or supplied by him. A separate set of pages shall be set aside for each admixture of opium manufactured, possessed, sold or supplied.

11. He shall at all times on the demand of the local authority or of any other officer generally or specially authorized by him in writing in this behalf produce this license and the account maintained under condition 10 and shall permit the said authority or officer to inspect the premises covered by and the raw opium and admixtures of opium possessed under this license.

12. This license may at any time be cancelled by the local authority without cause assigned.

Signed \_\_\_\_\_

Local authority for \_\_\_\_\_

Dated the \_\_\_\_\_

*Counterpart.*

The foregoing license is accepted by me subject to the provisions contained in it and to the provisions of the Opium and Intoxicating Drugs Law and of the regulations, rules and notifications made and issued thereunder. I also certify that I have been supplied with copies of the said law and of the rules regarding the sale of raw opium and its admixtures by licensed druggists.

*Signature of licensee* \_\_\_\_\_

*Date* \_\_\_\_\_

*Space for renewals.*

Date up to which renewed.	Signature of local authority.	Date of renewal.

*Space for entering purchases of raw opium.*

(Condition 3.)

Date of purchase.	Quantity purchased.	Name of licensed retail vendor and premises for which licensed.	Signature of licensed retail vendor.
	Tolas.		



# FORM V.

## Licensed druggist's account.

\* Raw Opium

\* Name of admixture

Date.	Opening balance.	Quantity received.	Whence received.	Total to be accounted for.	Quantity sold or supplied.	Quantity used in preparing admixtures.	Total sold or supplied and used.	Balance.	Signature of licensed druggist.
1	2	3	4	5	6	7	8	9	10
	Tolas. Rattis.	Tolas. Rattis.		Tolas. Rattis.	Tolas. Rattis.	Tolas. Rattis.	Tolas. Rattis.	Tolas. Rattis.	

\* One or other of these headings to be deleted.

## Subsidiary rules relating to Dangerous Drugs (medicinal opium, morphine, heroine and cocaine).

The following rules and appointments are made in pursuance of section 4 of the Opium and Intoxicating Drugs Law and of the Dangerous Drug Regulations.

1. "Licensed dealers' " licenses and "Licensed Chemists' " licenses shall be in Form I and Form II respectively hereto attached. Every such license shall expire on the 31st March next following the date of issue.

2. The fee for each such license shall ordinarily be Re. 1 per annum, but—

(a) no fee will be levied on licenses granted to officers in charge of medical institutions maintained by the State ;

(b) the controlling authority may remit the fee in the case of licenses granted to persons in charge of charitable medical institutions ;

(c) no fee will be charged for the grant of a dealer's license to a person holding a chemist's license.

3. In the case of licenses granted free of charge under clause (a) or (b) of the foregoing rule to officers or persons in charge of medical institutions, the license should be made out in favour of the officer or person by virtue of his office, and not by name.

4. If any such medical institution comprises more than one dispensary situated on the same premises (*e.g.*, a sale dispensary, an outpatients' dispensary, etc.) a single license in Form II will suffice to cover all such dispensaries, a separate license in Form I being taken out to cover the main store from which the dispensaries are supplied. But a note should be made on the license in Form II by the licensing officer to the following effect. "This license covers the following dispensing institutions situated on the premises, *viz.* :—

### NOTE.—

(i) For a branch dispensary situated in entirely separate premises, a separate license will be required.

(ii) For drugs actually used by an approved practitioner in his practice (and not merely dispensed on his prescription) no license is required (*vide* regulation 6 of the Dangerous Drug Regulations). Accordingly, no license is needed for drugs actually used in the operation room of a medical institution in charge of an approved practitioner.

5. If in any case the quantities of drugs specified in condition 3 of the license form are in his opinion inadequate, the local authority should refer the matter, with his recommendation as to the increased quantities to be authorized, for the orders of the Controlling Authority. Any increased quantity which may be authorized by the Controlling Authority should be endorsed by the local authority in the space at the foot of condition 3 of the license, the number and date of the Controlling Authority's orders being cited, and the endorsement being signed by the local authority.

6. (a) The accounts required by condition 6 of the licensed dealer's license and of the licensed chemist's license shall be in Forms III and IV respectively hereto attached, books of which shall be supplied by the local authority on payment of Re. 1 per copy.

(b) A separate set of pages shall be set apart for each drug possessed under cover of the license.

(c) Each transaction shall be recorded as it occurs and the account balanced.

(d) When drugs are manufactured otherwise than for immediate sale, supply or dispensing (for instance in the preparation of a standard solution) the quantity of dangerous drugs used in manufacturing the same shall be shown on the appropriate page, or pages in column 6, the name and quantity of the drug manufactured and the number of the page on which transactions relating to it are recorded being entered in column 8 on the same page, and the entry signed by the manufacturer. The quantity of drug manufactured shall at the same time be recorded in column 3 on the appropriate page, the word "manufactured" and the number or numbers of the page or pages on which transactions relating to the drugs used in manufacture are recorded being entered in column 4.

(e) If a dealer's license and a chemist's license are held by the same person or institution, the drugs intended for use under each license shall be stocked separately, and drugs transferred from the "dealer's" stock to the "chemist's" stock shall be entered on the appropriate pages in column 6 of Form III and in column 3 of Form IV. In column 8 of Form III shall be entered the words "transferred to chemist's stock" and the number of the page of Form IV on which the corresponding entry appears, and the entry shall be signed by the person making the transfer, and also by the person in charge of the "chemist's" stock if the "dealer's" and the "chemist's" stock are in the direct charge of different persons.

(f) In the case of medical institutions comprising two or more dispensaries on the same premises, a separate account in Form IV shall be maintained for each dispensary covered by the license (*vide* rule 4), and in the case of drugs issued to them the appropriate entries in column 8 of Form III will be "transferred to sale dispensary," "transferred to out-patients' dispensary," "transferred to operating room," or as the case may be.

NOTE.—For drugs issued for use in the operation room of an institution in charge of an approved practitioner an account in Form IV need not be maintained.

(g) Every entry in column 6 of the register in Form III or Form IV maintained by a licensed dealer or licensed chemist shall be authenticated in the last column by the signature of the person by whom the drug is supplied or dispensed and also by the signature of the person to whom it is actually delivered, if literate. If, in the case of drugs supplied by a licensed dealer, such person be a person other than the person whose name appears in column 8, the order or acknowledgment for the drug of the person whose name appears in column 8 shall be filed by the licensed dealer after being marked by him with a serial number, which number shall be entered by him in column 10 of register III. Such orders or acknowledgments shall be produced by the licensed dealer, together with his accounts, on the demand of any officer authorized to demand inspection of his accounts.

(h) Every licensed chemist shall maintain a prescription book in Form V hereto attached, which shall be supplied by the local authority on payment of Re. 1 per copy, and shall enter in it full particulars of each prescription containing dangerous drugs dispensed by him. To each entry shall be allotted a serial number, and the same serial number will be entered in column 10 of Form IV against the drugs dispensed.

NOTE.—In cases where the original prescription is retained by the licensed chemist and filed in pursuance of the next following sub-rule, the prescription need not be copied in column 5 of the prescription book, the entry in which will be "Original prescription filed."

(i) Every prescription retained by a licensed chemist under condition 5 (b) of his license shall be filed by him, after being marked by him with the serial number allotted to it in the prescription book, and shall be produced, together with his accounts, on the demand of any officer authorized to demand inspection of his accounts.

7. The following officers are appointed to perform in the following areas the functions of Controlling Authority under the Dangerous Drug Regulations, *viz.* :—

8. The following officers are appointed to perform in the following areas the functions of local authority under the Dangerous Drug Regulations, *viz.* :—

### FORM I.

*License granted under the Dangerous Drug Regulations to manufacture and possess dangerous drugs and to sell or supply the same otherwise than on prescription.*

(" Licensed Dealer's " License.)

(Name of licensed dealer) \_\_\_\_\_

(Name or locality of licensed premises) \_\_\_\_\_

\_\_\_\_\_ residing at \_\_\_\_\_

is hereby licensed to manufacture and possess \* medicinal opium, morphine, \* Any class of drug which it is *not* intended to include in the license should be delet.d.  
heroin and cocaine and to sell or supply the same otherwise than on prescription from the \_\_\_\_\_ to the 31st March 19\_\_\_\_, subject to the provisions of the Opium and Intoxicating Drugs Law and of the Dangerous Drug Regulations, and of rules made and notifications issued thereunder, and to the following conditions, *viz.* :—

1. He shall not transfer or purport to transfer this license to any other person.

2. He shall manufacture, possess, sell and supply dangerous drugs only at the premises for which this license is granted and not at any other place.

3. Unless he is specially authorized by the Controlling Authority in this behalf and such authorization is endorsed on this license by the Controlling Authority or by the local authority acting under his instructions, he shall not possess more than 12 ounces in the aggregate of medicinal opium, 8 ounces in the aggregate of morphine and heroine and 2 ounces in the aggregate of cocaine.

4. He shall manufacture dangerous drugs only from raw opium or dangerous drugs lawfully possessed by him.

5. He shall sell or supply dangerous drugs only otherwise than on prescription and only—

(a) to a dealer or chemist licensed under the Dangerous Drug Regulations or under the corresponding rules for the time being in force in any part of British India,

(b) to an approved practitioner,

in quantities not exceeding those which such dealer, chemist or practitioner may lawfully possess.

6. He shall maintain in the prescribed form and in the prescribed manner an account of all dangerous drugs manufactured, possessed, sold or supplied by

him. A separate set of pages shall be set aside for each drug manufactured, possessed, sold or supplied.

7. He shall at all times on the demand of the local authority or of any other officer specially or generally authorized by him in writing in this behalf produce this license and the account maintained under condition 6, and shall permit the said authority or officer to inspect the premises covered by and the drugs possessed under this license.

8. This license may at any time be cancelled by the local authority without cause assigned.

*Signed.*

*Local Authority for* \_\_\_\_\_

*Dated the*

19 .

*Counterpart.*

The foregoing license is accepted by me subject to the conditions contained in it and to the provisions of the Opium and Intoxicating Drugs Law and of the Dangerous Drug Regulations, and of the rules made or to be made thereunder. I also certify that I have been supplied with copies of the said law, regulations and rules.

*Signature of licensee.*

*Date*

*Space for renewals.*

Date up to which renewed.	Signature of local authority.	Date of renewal.

## FORM II.

*License granted under the Dangerous Drug Regulations to manufacture and possess dangerous drugs and to sell or supply the same on prescription.*

("Licensed Chemist's" License.)

(Name of licensed chemist) \_\_\_\_\_

(Name or locality of licensed premises) \_\_\_\_\_

\_\_\_\_\_ residing at

\_\_\_\_\_ is hereby licensed to manufacture and possess

\*medicinal opium, morphine, heroine and cocaine and to sell or supply the same on prescription from the \_\_\_\_\_

\*Any class of drugs which it is not intended to include in the license should be deleted.

to the 31st March 19\_\_\_\_, subject to the provisions of the Opium and Intoxicating Drugs Law and of the Dangerous Drug Regulations, and of rules made and notifications issued thereunder and to the following conditions, viz. :—

1. He shall not transfer or purport to transfer this license to any other person.

2. He shall manufacture, possess, sell and dispense dangerous drugs only at the premises for which this license is granted and not at any other place.

3. Unless he is specially authorized by the Controlling Authority in this behalf and such authorization is endorsed on this license by the Controlling Authority or by the local authority acting under his instructions, he shall not possess more than—

4 ounces in the aggregate of medicinal opium	:
4 " " " morphine and heroine	:
1 ounce " " " cocaine.	:

4. He shall manufacture dangerous drugs only from raw opium or dangerous drugs lawfully possessed by him.

5. He shall sell or supply dangerous drugs only on prescription, and only subject to the following conditions, namely :—

(a) he shall dispense dangerous drugs in such quantity and for the use of such person only as may be specified in the prescription;

(b) if the prescription does not bear a superscription by an approved practitioner stating that it is to be repeated, and at what interval of time it is to be repeated and how many times it is to be repeated, he shall dispense dangerous drugs once only on such prescription, and shall retain the prescription: provided that he shall first warn the person presenting the prescription that, unless it bears such a superscription as aforesaid, it will be retained;

(c) if the prescription bears a superscription as aforesaid, he shall enter on the prescription the date of dispensing and shall sign or seal the prescription: provided that, if it appears that dangerous drugs have already been dispensed on the prescription six times or such number of times as the prescription is required to be repeated, or that the interval specified in the superscription has not elapsed since

the prescription was last dispensed, he shall not dispense dangerous drugs on such prescription unless it is further superscribed in that behalf by an approved practitioner.

6. He shall maintain in the prescribed form and in the prescribed manner an account of all dangerous drugs manufactured, possessed, sold or dispensed by him. A separate set of pages shall be set aside for each drug manufactured, possessed, sold or dispensed.

7. He shall at all times, on the demand of the local authority or of any other officer specially or generally authorized by him in writing in this behalf, produce this license and the account maintained under condition 6, and shall permit the said authority or officer to inspect the premises covered by and the drugs possessed under this license.

8. This license may at any time be cancelled by the local authority without cause assigned.

*Signed*

*Local Authority for* \_\_\_\_\_

*Dated the* \_\_\_\_\_ *19* .

*Counterpart.*

The foregoing license is accepted by me subject to the conditions contained in it and to the provisions of the Opium and Intoxicating Drugs Law and of the Dangerous Drug Regulations, and of the rules made or to be made thereunder. I also certify that I have been supplied with copies of the said law, regulations and rules.

*Signature of licensee.*

*Date*

*Space for renewals.*

<i>Date up to which renewed.</i>	<i>Signature of local authority.</i>	<i>Date of renewal.</i>

FORM III.

*Licensed Dealer's Account.*

Name of drug \_\_\_\_\_.

Date.	Opening balance.	Quantity received.	Whence received.	Total to be accounted for.	Quantity supplied.		Closing balance.	Name and address of person to whom supplied, and qualification justifying supply to him.	Name and particulars of person to whom actually delivered if supplied through a messenger.	Serial number of order or acknowledgment.	Signature of person supplying and of person to whom delivered.
					dr.	gr.					
1	2	3	4	5	6	7	8	9	10	11	
	dr.	gr.		dr.	gr.	dr.	gr.				



FORM IV.

*Licensed Chemist's Account.*

Name of drug \_\_\_\_\_.

Date.	Opening balance.	Quantity received.	Whence received.	Total to be accounted for.	Quantity dispensed.	Closing balance.	Name and address of person for whom dispensed.	Name and particulars of person to whom actually delivered if supplied through a messenger.	Serial number of prescription.	Signature of person dispensing and of person to whom delivered.
1	2	3	4	5	6	7	8	9	10	11
	dr. gr.	dr. gr.		dr. gr.	dr. gr.	dr. gr.				

## FORM V.

*Prescription Book.*

Serial number.	Date of dispensing.	Name and address of person for whom prescribed.	Name, address and qualifications of approved practitioner by whom prescribed.	Exact copy of prescription and of all entries of sales and superscriptions authorizing further supplies endorsed thereon.	Signature of person dispensing.
1	2	3	4	5	6

Abbreviated version, generally substituted for Chapters III to VI of Section I of the Regulations (pages 9-13) by States in which the cultivation of the poppy is prohibited and in which there are no stocks of opium in the hands of traders.

### CHAPTER III.

#### Regarding Subsidiary Rules.

The transport, manufacture, possession and sale of raw opium and its admixtures shall be further subject to rules made under the law, subsidiary to and consistent with these regulations.

In particular such rules shall—

- (i) prescribe the manner in which and the duties or other charges on payment of which contractors and licensed vendors shall obtain supplies of raw opium, and prohibit the possession and sale by them of opium or its admixtures excepting such as shall have been so obtained or manufactured from raw opium so obtained,
- (ii) require licensed druggists (a) to obtain either from an officer specified in that behalf or from a licensed retail vendor all raw opium required for use under their licenses, (b) to obtain all admixtures of opium required for use under their licenses either by manufacturing the same from raw opium lawfully obtained as aforesaid or by importing them after compliance with such conditions regarding such import as may from time to time be prescribed by the rules  
and  
prohibit the possession and sale by licensed druggists of raw opium and admixtures of opium other than such as shall have been lawfully obtained in one of the ways prescribed in that behalf,
- (iii) specifically prohibit the possession by contractors or licensed vendors or licensed druggists of prepared opium on the premises covered by their licenses, and the sale by them of the same,
- (iv) prohibit the employment by contractors or licensed vendors—
  - (a) in the manufacture or sale of raw opium or its admixtures of persons suffering from leprosy or contagious disease,
  - (b) in the sale by retail of raw opium or its admixtures of any minor, female (other than a relative of the licensee) or eunuch,
  - v) prohibit the sale of opium and its admixtures to any insane or intoxicated person or to any person under the age of 14 years. -

Another abbreviated version, generally substituted for Chapters III to VI of Section I of the Regulations (pages 9-13) by States in which the cultivation of the poppy is permitted under a State Monopoly System but in which there are no stocks of opium in the hands of traders.

### CHAPTER III.

#### Licensed Cultivators.

A "licensed cultivator" means a person holding a license, issued in the form prescribed and by the officer specified in rules made in this behalf, for the cultivation of the poppy. In particular every such license shall—

- (i) be granted for one season only, and specify the season for which it is granted,
- (ii) describe sufficiently to enable them to be identified the person licensed and the field or fields within which he is permitted to cultivate the poppy,
- (iii) specify by measurement the area covered by it.

2. Subject to the rules made in this behalf and to the conditions of his license—

- |   |  |
|---|--|
| <p><small>Cultivation of the poppy and collection of its juice.</small></p> <p>(i) A licensed cultivator may cultivate the poppy and may collect the juice of the same ;</p> <p><small>Possession of raw opium.</small></p> <p>(ii) A licensed cultivator may possess, up to the date by which he is required to deliver it to the officer specified by the rules, any quantity of raw opium produced in the area covered by the license ;</p> <p><small>Transport of raw opium.</small></p> <p>(iii) A licensed cultivator may transport direct to his house the raw opium produced in the area covered by his license ;</p> <p><small>Transport of raw opium.</small></p> <p>(iv) A licensed cultivator may transport direct to the place fixed for its delivery to the officer appointed in that behalf the raw opium produced in the area covered by his license.</p> | <p>(i) A licensed cultivator may cultivate the poppy and may collect the juice of the same ;</p> <p>(ii) A licensed cultivator may possess, up to the date by which he is required to deliver it to the officer specified by the rules, any quantity of raw opium produced in the area covered by the license ;</p> <p>(iii) A licensed cultivator may transport direct to his house the raw opium produced in the area covered by his license ;</p> <p>(iv) A licensed cultivator may transport direct to the place fixed for its delivery to the officer appointed in that behalf the raw opium produced in the area covered by his license.</p> |
|---|--|

### CHAPTER IV.

#### Regarding Subsidiary Rules.

The cultivation of the poppy and the transport, manufacture, possession and sale of raw opium and its admixtures shall be further subject to rules made under the law, subsidiary to and consistent with these regulations.

In particular such rules shall—

- (a) prescribe the manner in which and the duties or other charges on payment of which contractors and licensed vendors shall obtain supplies of raw opium, and prohibit the possession and sale by them of opium or its admixtures excepting such as shall have been so obtained or manufactured from raw opium so obtained,

- (ii) require licensed druggists (a) to obtain either from an officer specified in that behalf or from a licensed retail vendor all raw opium required for use under their licenses, (b) to obtain all admixtures of opium required for use under their licenses either by manufacturing the same from raw opium lawfully obtained as aforesaid or by importing them after compliance with such conditions regarding such imports as may from time to time be prescribed by the rules

and

prohibit the possession and sale by licensed druggists of raw opium and admixtures of opium other than such as shall have been lawfully obtained in one of the ways prescribed in that behalf,

- (iii) specifically prohibit the possession by contractors or licensed vendors or licensed druggists of prepared opium on the premises covered by their licenses, and the sale by them of the same,

- (iv) prohibit the employment by contractors or licensed vendors—

(a) in the manufacture or sale of raw opium or its admixtures of persons suffering from leprosy or contagious disease,

(b) in the sale by retail of raw opium or its admixtures of any minor, female (other than a relative of the licensee) or eunuch,

- (v) prohibit the sale of opium and its admixtures to any insane or intoxicated person or to any person under the age of 14 years,

- (vi) require every licensed cultivator to extract the juice from the whole of the poppy cultivated by him, and to deliver the whole of the raw opium produced under his license to the officer specified in the rules at such time and such place as may be fixed by such officer.

Modified version, generally substituted for Chapter IV (pages 10-11) and Chapter VI (pages 12-13) of Section I of the Regulations (Chapter V remaining unchanged) by States in which the cultivation of the poppy is permitted under a State Monopoly System, and in which there are also stocks of opium in the hands of traders, but in which the traders are not permitted to add to their stocks by import or by purchase from cultivators.

#### CHAPTER IV.

##### Licensed wholesale dealers.

"Licensed wholesale dealer" means a person holding a license, issued in the form prescribed and by the officer specified in rules made in that behalf, for the possession and sale by wholesale of raw opium.

In particular every such license shall—

- (i) describe sufficiently to enable them to be identified the person to whom it is granted and the premises covered by it,
- (ii) specify the period for which it is granted,
- (iii) specifically prohibit the possession on the premises covered by the license and the sale by the licensee of prepared opium or admixtures of opium,
- (iv) be granted only to a person lawfully in possession, at the commencement of the law, of raw opium in quantity exceeding the limit of private possession,
- (v) specify the quantity of opium thus possessed,
- (vi) authorize the possession and sale by the licensee only of the opium so specified and of opium lawfully purchased from another licensed wholesale dealer.

2. Subject to the rules made in that behalf and to the conditions of his license:—

- (i) a licensed wholesale dealer may possess at the premises covered by his license any quantity of raw opium—

Possession.

- (a) lawfully in his possession at the commencement of the law,
- (b) lawfully purchased by him from another licensed wholesale dealer;

Sale.

- (ii) a licensed wholesale dealer may sell raw opium by wholesale—

- (a) to another licensed wholesale dealer,
- (b) to an officer or person authorized to purchase the same on State account,
- (c) for export, to a person authorized under the regulations and rules governing the export of opium to export the same;

- (iii) a licensed wholesale dealer may transport to the premises covered by his license any quantity of raw opium lawfully purchased by him from another licensed wholesale dealer, provided that such opium shall be conveyed by the most direct route and that it shall not be unnecessarily delayed in transit.

Transport.

## CHAPTER VI.

## Regarding Subsidiary Rules.

The cultivation of the poppy and the export, transport, manufacture, possession and sale of raw opium and its admixtures shall be further subject to rules made under the law, subsidiary to and consistent with these regulations.

In particular such rules shall—

- i) prescribe the manner in which and the duties or other charges on payment of which contractors and licensed vendors shall obtain supplies of raw opium, and prohibit the possession and sale by them of opium or its admixtures excepting such as shall have been so obtained or manufactured from raw opium so obtained,
  - (ii) require licensed druggists (a) to obtain either from an officer specified in that behalf or from a licensed retail vendor all raw opium required for use under their licenses, (b) to obtain all admixtures of opium required for use under their licenses either by manufacturing the same from raw opium lawfully obtained as aforesaid or by importing them after compliance with such conditions regarding such import as may from time to time be prescribed by the rules
- and
- prohibit the possession and sale by licensed druggists of raw opium and admixtures of opium other than such as shall have been lawfully obtained in one of the ways prescribed in that behalf,
  - (iii) specifically prohibit the possession by contractors or licensed vendors or licensed druggists or licensed wholesale dealers of prepared opium on the premises covered by their licenses, and the sale by them of the same,
  - (iv) specifically prohibit the possession by licensed wholesale dealers of admixtures of opium on the premises covered by their licenses, and the sale by them of the same,
  - (v) prohibit the employment by contractors or licensed vendors or licensed wholesale dealers—
    - (a) in the manufacture or sale of raw opium or its admixtures of persons suffering from leprosy or contagious disease,
    - (b) in the sale by retail of raw opium or its admixtures of any minor, female (other than a relative of the licensee) or eunuch,
  - (vi) prohibit the sale of opium and its admixtures to any insane or intoxicated person or to any person under the age of 14 years,
  - (vii) require every licensed cultivator to extract the juice from the whole of the poppy cultivated by him, and to deliver the whole of the raw opium produced under his license to the officer specified in the rules at such time and such place as may be fixed by such officer,
  - viii) require every licensed wholesale dealer—
    - (a) to keep accounts in prescribed forms of the opium possessed, exported, purchased and sold under his license,
    - (b) to produce such accounts, together with such receipts, permits and other documentary evidence (to be prescribed in the rules) as may be necessary to enable the entries therein or in the accounts of other licensed wholesale dealers to be verified, whenever required to do so by the officer specified in the rules,

- (c) to permit the said officer, at any time between sunrise and sunset, to enter the premises covered by his license and to inspect and check the stocks of opium in his possession,
- (ix) render every licensed wholesale dealer liable (without prejudice to any other penalty to which he or any other person may be liable under the law) to a penalty leviable under the orders of an officer specified in that behalf, in respect of all opium (in excess of a reasonable allowance for dryage) for the possession or for the absence of which he is unable to account to the satisfaction of the said officer, not exceeding double the amount of the duty leviable on the export or sale, whichever may be the greater, of such